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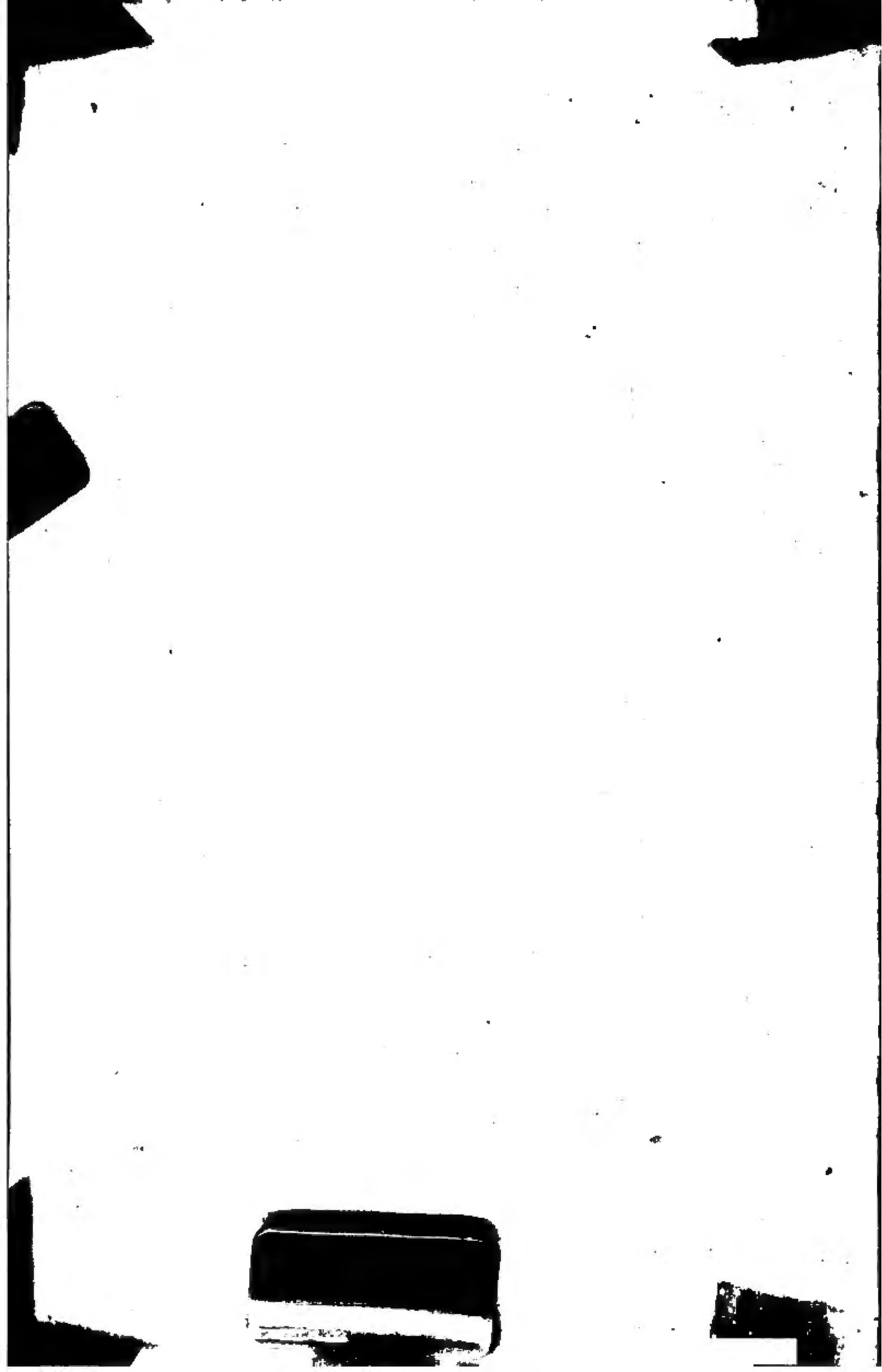
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH CAROLINA,

BEING THE

REGULAR SESSION OF 1870-'71.

COLUMBIA, S. C.:
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JOURNAL
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HOUSE OF REPRESENTATIVES
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STATE OF SOUTH CAROLINA.

Regular Session, Commencing November 22, 1870.

TUESDAY, NOVEMBER 22, 1870.

Pursuant to the provisions of the Constitution of the State of South Carolina, the members elect of the House of Representatives from the several Counties of this State assembled in the hall of the House of Representatives, State Capitol building, in the City of Columbia, this day, at 12 o'clock M.

On motion of Mr. W. J. WHIPPER, of Beaufort County,

Mr. F. J. MOSES, Jr., of Sumter County, was called to the Chair.

A. O. Jones, Clerk of the late House of Representatives, commenced a call of the members elect of the House of Representatives, by Counties, when the following gentlemen appeared, produced their credentials, were sworn by the Chair, and took their seats:

Abbeville County—Thomas N. Talbott, Everidge Cain, Henry H. Ellison, Mitchell Goggins, L. P. Guffin.

Anderson County—John Wilson, Warren D. Wilkes, Wm. Perry.

Barnwell County—James N. Hayne, B. H. Nerland, E. Ferguson, E. M. Sumter.

Beaufort County—Samuel Greene, Wm. J. Whipper, N. B. Myers, J. B. Bascomb, C. S. Kuh, E. Nehemias, Hastings Gantt.

Charleston County—T. Hurley, J. W. Lloyd, W. E. Elliott, B. A. Bosemon, O. R. Levy, J. B. Dennis, T. A. Davis, H. H. Hunter, J. J. Hardy, C. J. Andell, Abraham Smith, Aaron Logan, Edward Mickey, Richard Bryan, A. P. Ford.

Chester County—B. G. Yocom, Barney Humphries, Sancho Sanders.

Chesterfield County—M. J. Hough, B. C. Evans.

Clarendon County—Jared Warley.

Colleton County—W. M. Thomas, F. J. Maddocks, S. Smalls, R. Tarlton.

Darlington County—S. J. Keith, R. H. Humbert, Alfred Hart.

Edgefield County—Prince R. Rivers, Samuel J. Lee, Lawrence Cain, William Kennedy, John A. Barker, John A. Green, David Harris.

Fairfield County—Alfred Moore, W. J. McDowell, S. M. Smart.

Georgetown County—Wm. H. Jones, Jr, James A. Bowley, Thomas D. McDowell.

Greenville County—S. S. Crittenden, George W. Taylor, Hewlett Sullivan.

Horry County—George T. Litchfield, James E. Dusenberry.

Kershaw County—Frank Adamson, Reuben Gaither, Stephen Garey.

Laurens County—Joseph Crews, Harry McDaniel, Griffin C. Johnson.

Lexington County—F. W. Derrick, Daniel Kinsler.

Marion County—Joel Allen, F. A. Miles, T. R. Bass, J. C. Sellers.

Marlboro County—J. W. Thomas, Samuel Jackson.

Newberry County—H. C. Corwine, Joseph D. Boston, John T. Henderson.

Oconee County—O. W. Doyle, J. S. Shanklin.

Orangeburg County—James L. Jamison, Wm. H. Reedish, Wm Dannerly, Benjamin Byas.

Pickens County—J. E. Hagood.

Richland County—S. B. Thompson, Wm. Simons, James Davis, Esop Goodson.

Spartanburg County—R. M. Smith, J. B. Lyles, J. L. Wofford.

Sumter County—F. J. Moses, Jr, W. H. Gardner, W. W. Ramsay, A. L. Singleton.

Union County—Samuel Nuckles, Simeon Farr, Junius S. Mobley.

Williamsburg County—F. H. Frost, Jeffrey Pendergrass, Fortune Giles.

York County—P. J. O'Connell, J. H. White, J. W. Meade, B. F. Briggs.

Mr WHIPPER gave notice of a protest against the delegation from Spartanburg County, which he would file with the Clerk of the House, to be referred to the proper Committee.

The Clerk announced a quorum present.

On motion of Mr. HURLEY, the House proceeded to the election of a Speaker.

Mr. HURLEY nominated Mr. Franklin J. Moses, Jr., of Sumter County.

The House then proceeded to vote *viva voce* for a Speaker, when it appeared that the following named members voted for Mr. Franklin J. Moses, Jr.:

Messrs. Adamson, Andell, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwine, Crews, Crittenden, J. Davis, T. A. Davis, Dennis, Derrick, Dannerly, Doyle, Dusenberry, Ellison, Elliott, Evans, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hagood, Hardy, Harris, Hart, J. N. Hayne, Henderson, Hough, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Kinsler, Kuh, Lee, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Rivers, Sanders, Sellers, Shanklin, Simons, Sumpter, Singleton, Smart, A. Smith, R. M. Smith, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wofford, Warley, Whipper, White, Wilkes, Wilson, Yocom.—105.

Mr. F. J. Moses, Jr., Representative from Sumter County, having received all the votes cast, was declared duly elected SPEAKER of the House of Representatives.

On motion of Mr. BYAS, of Orangeburg, the House proceeded to the election, *viva voce*, of a Clerk.

Mr. WM. M. THOMAS nominated A. O. Jones, Clerk of the late House of Representatives.

The following is the result of the vote taken:

Those who voted for A. O. Jones are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Andell, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Briggs, Bryan, Byas, Lawrence Cain, Everidge Cain, Corwine, Crews, Crittenden, James Davis, T. A. Davis, Dennis, Derrick, Dannerly, Doyle, Dusenberry, Ellison, Elliott, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hagood, Hardy, Harris, Hart, J. N. Hayne, Henderson, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Kinsler, Kuh, Lee, Levy, Lloyd, Logan, Lyle, Maddocks, McDan-

iels' T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Rivers, Sanders, Shanklin, Simons, Sullivan, Sumpter, Singleton, Smart, A. Smith, R. M. Smith, Talbott, Tarlton, Taylor, Wm. M. Thomas, J. W. Thomas, Thompson, Wofford, Warley, Whipper, White, Wilkes, Wilson and Yocom.—103.

The SPEAKER announced that A. O. Jones, having received the whole number of votes cast, was duly elected Clerk of the House of Representatives, and administered to him the Constitutional oath of office.

On motion of Mr. DENNIS, the House proceeded to the election, *viva voce*, of a Sergeant-at-Arms.

The following is the result :

Those who voted for Mr. John Williams are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Andell, Barker, Bascomb, Boston, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwine, Crews, Crittenden, J. Davis, T. A. Davis, Dennis, Dannerly, Ellison, Elliott, Ford, Gaither, Gardner, Giles, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hart, J. N. Hayne, Henderson, Humbert, Humphries, Hunter, Hurley, Jamison, Johnson, Keith, Kennedy, Kuh, Lee, Lloyd, Logan, McDaniels, T. D. McDowell, Mead, Mickey, Myers, Nehemias, Nuckles, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Sanders, Sumpter, Singleton, Smart, A. Smith, Talbott, Thompson, White, Wilkes, Wilson and Yocom.—70.

Those who voted for Mr. Walter Woodin are :

Messrs. Allen, Bass, Doyle, Dusenberry, Evans, Hagood, Hough, Litchfield, Lyle, Miles, Sellers, Shanklin, R. M. Smith, Sullivan and Wofford.—15.

Those who voted for Mr. C. S. Brann are :

Messrs. Jackson, Maddocks, Small, Tarlton and W. M. Thomas.—5.

Those who voted for Mr. Minort are :

Messrs. Gantt, J. N. Hayne, Jones and J. W. Thomas.—4.

Those who voted for Mr. J. S. Bampfield are :

Messrs. Derrick, Kinsler and Simons.—3.

Messrs. Bosemon and Nerland voted for Mr. S. Dickerson.—2.

Mr. Garey voted for Mr. Jno. A. Boswell —1.

RECAPITULATION.

Mr. John Williams received.....	70
Mr. Walter Woodin.....	15
Mr. C. S. Brann.....	5
Mr. C. Minort.....	4

Mr. J. S. Bampfield.....	3
Mr. S. Dickerson.....	2
Mr. John A. Boswell.....	1
	<hr/>
Whole number of votes given.....	100
Necessary to a choice.....	51

The SPEAKER declared that Mr. John Williams, having received a majority of the votes given, was duly elected Sergeant-at-Arms.

The SPEAKER announced that the House was duly organized, and ready to proceed to business.

Prayer by Rev. E. MICKEY, of Charleston.

On motion of Mr. BYAS, the Clerk of the House was instructed to deliver an oral message to the Senate that the House was organized, and ready to proceed to business.

On motion of Mr. DENNIS, a Committee of three was appointed to wait upon His Excellency the Governor, and inform him that the House of Representatives was duly organized, and ready to receive any communication it may be his pleasure to make.

The SPEAKER announced, as the Committee, Messrs. Dennis, Doyle and Byas.

Mr. BOSEMON introduced the following Resolution :

Resolved, That a Committee of nine be appointed, whose duty it shall be to prescribe and designate the number of subordinate officers and attachees to be employed by this House, and to recommend such suitable persons as may be candidates therefor ; said Committee to report as soon as practicable. This Committee shall be empowered to fix the pay of all officers and attachees, subject to the approval of the House. Said Committee to be also a Standing Committee, to whom shall be referred all matters relating to the pay and employment of all officers and attachees.

Mr. L. CAIN moved to amend the Resolution by striking out the word "nine," and inserting in lieu thereof the words "thirty-one."

On motion of Mr. MOBLEY, the whole matter was laid on the table by a vote, on division, of yeas, 66 ; nays, 28.

On motion of Mr. WHIPPER, the House resolved itself into a Committee of the Whole on the state of political affairs in South Carolina.

Mr. BOSEMON was called to the Chair.

Messrs. Whipper, Crews, T. A. Davis, Mobley, Wilkes and Boston delivered brief addresses

On motion of Mr. WHIPPER, it was

Resolved, That the Committee do now rise and report progress, and ask leave to sit again.

The SPEAKER resumed the Chair.

Mr. BOSEMON, from the Committee of the Whole, reported that the Committee had resolved to report progress and asked leave to sit again.

The report was received as information.

The Sergeant-at-Arms announced a message from the Senate.

Mr. Josephus Woodruff, Clerk of the Senate, appeared and announced that the Senate was duly organized by the election of Hon. C. W. Montgomery as President *pro tempore*, and Josephus Woodruff as Clerk, and was now ready to proceed to business.

Mr. S. J. LEE introduced the following Resolution, which was adopted:

Resolved, That the Speaker of the House be, and he is hereby, empowered to appoint such other officers as may be necessary to complete the organization of the House.

Mr. BYAS moved that the Rules of the House of Representatives of South Carolina, as adopted July, 1868, be adopted as the Rules for the government of this House. Agreed to.

On motion of Mr. MYERS, at 3:45 P. M., the House adjourned until to-morrow, at 12 M.

WEDNESDAY, NOVEMBER 23, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. B. HUMPHRIES.

The Journal of the previous day was read and confirmed.

The following named members elect, who had not previously attended, appeared, were duly qualified, and took their seats:

Barnwell County—Chas. D. Hayne.

Charleston County—W. R. Jervy, W. C. Glover.

Darlington County—Jordan Lang.

Greenville County—Leonard Williams.

Lancaster County—R. W. Cousart, A. Hudson.

Spartanburg County—D. R. Duncan.

Mr. SHANKLIN presented a protest against the admission of R. W. Cousart and Allen Hudson, of Lancaster County.

The SPEAKER announced that he had appointed Wm. A. Hayne, of Marion County, as Reading Clerk of the House of Representatives.

The SPEAKER announced that, in accordance with Section 4 of Article III of the Constitution, he had received from the Hon. Secretary of State, returns of election for Governor and Lieutenant-Governor.

On motion of Mr. SIMONS, a message was sent to the Senate, informing that body of the fact, and requesting their attendance in the House of Representatives, at 1 P. M., this day, in accordance with the Constitution.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 1.

IN THE SENATE, COLUMBIA, S. C., November 22, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body, that Messrs. Maxwell, Hayne and Owens have been appointed, on the part of the Senate, to act with a similar Committee, on the part of the House, to wait upon the Governor and Lieutenant-Governor elect, and inquire when it will suit them to qualify.

Very respectfully,

(Signed)

C. W. MONTGOMERY,

President *pro tem*.

On motion of Mr. BYAS, the message was laid on the table for future action.

At 12:40 P. M., on motion of Mr. WHIPPER, the House took a recess of fifteen minutes.

WEDNESDAY, NOVEMBER 23, 1870.

RECESS.

The House re-assembled at 12:55 P. M.

The SPEAKER resumed the Chair.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 2.

IN THE SENATE, COLUMBIA, S. C., November 22, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that Messrs. Greene, Whittemore and Wimbush have been appointed a Committee, on the part of the Senate, to act with a similar Committee, on the part of the House, to wait upon His Excellency the Governor and inform him that the General Assembly is organized and ready to proceed to business.

Very respectfully,

(Signed)

C. W. MONTGOMERY,

President *pro tem*.

Also,

MESSAGE FROM THE SENATE, No. 3.

IN THE SENATE, COLUMBIA, S. C., November 23, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that they concur in the proposition of your House, and will attend in the Hall of the House of Representatives at 1 o'clock this day, to hear read the returns of the election for Governor and Lieutenant-Governor.

Very respectfully,

(Signed)

C. W. MONTGOMERY,

President *pro tem*.

JOINT CONVENTION.

At 1 P. M. the Sergeant-at-Arms announced the honorable Senate of South Carolina.

The SPEAKER read, for information, Section 4, Article III, of the Constitution.

The SPEAKER laid before the Joint Convention the following official Return of votes given for Governor :

NAMES OF COUNTIES.	R. K. SCOTT.	R. B. CARPENTER
Abbeville	3,385	2,194
Anderson.....	1,475	1,868
Barnwell.....	3,879	2,216
Beaufort	6,142	999
Charleston	13,411	6,980
Chester.....	2,704	1,366
Chesterfield.....	945	1,092
Clarendon.....	1,534	762
Colleton.....	3,969	1,680
Darlington.....	2,968	1,793
Edgefield	4,547	3,704
Fairfield	2,643	1,134
Georgetown	2,541	342
Greenville.....	1,455	1,840
Horry	563	970
Kershaw	1,794	947
Lancaster.....	1,087	855
Laurens.....	3,022	1,967
Lexington	1,081	1,432
Marion.....	1,997	2,186
Marlboro	1,449	1,145
Newberry	2,915	1,645
Oconee.....	627	900
Orangeburg.....	3,797	1,693
Pickens.....	612	775
Richland.....	3,500	1,382
Spartanburg	1,423	1,923
Sumter.....	3,593	1,004
Union.....	1,862	1,744
Williamsburg	1,765	1,126
York.....	2,386	1,873
Total.....	85,071	51,537
Majority	33,534	

The SPEAKER then announced that ROBERT K. SCOTT had been elected Governor of the State of South Carolina for the ensuing two years.

The Joint Convention was then dissolved.

The Senate retired.

Mr. THOMAS introduced the following Preamble and Resolution, which was adopted :

Whereas, the proclamation of His Excellency the Governor, setting aside the 24th of November, 1870, as a day of Thanksgiving and Prayer, necessitates an adjournment over that day ; therefore, be it

Resolved, That when this House adjourns, it stand adjourned until Monday next, at 12 M.

Mr. DENNIS, from Special Committee, reported verbally that the Committee had waited upon His Excellency the Governor, and that the Governor would communicate with the House in writing on Monday, at 12:30 P. M.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 4.

IN THE SENATE, COLUMBIA, S. C., November 23, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that Messrs. Hayne, Rose and Nash have been appointed a Committee on the part of the Senate to meet a similar Committee on the part of the House of Representatives, to wait upon His Excellency R. K. Scott, Governor elect, and inquire when it will suit his convenience to be inaugurated as Governor of South Carolina.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President *pro tem*.

On motion of Mr. WHIPPER, a Committee of three was appointed to wait upon His Excellency the Governor elect and inquire when it will suit his convenience to be inaugurated as Governor of South Carolina.

The SPEAKER appointed as the Committee Messrs. Whipper, Wilkes and S. J. Lee, and a message was sent to the Senate accordingly.

Mr. WHIPPER, from Special Committee, reported verbally that the Committee had waited upon the Governor and Lieutenant-Governor elect, and ascertained that it would suit their convenience to be inaugurated on Monday, November 28, at 1 P. M.

A message was sent to the Senate, requesting that body to attend in the House of Representatives on Monday, November 28, at 1 P. M., to take part in the Inauguration of Governor and Lieutenant-Governor.

Mr. WHIPPER introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate for concurrence :

Resolved, That a Committee of five on the part of the House, and — on the part of the Senate, be appointed to investigate the affairs of the Blue Ridge Railroad Company, with power to send for persons and papers.

Mr. WHIPPER introduced the following Resolution, which was adopted :

Resolved, That Rule No. 9 of the House, which prohibits the Speaker from taking part in debate, be, and the same is hereby, suspended during the remainder of this session.

At 2 P. M., on motion of Mr. WHIPPER, the House adjourned, to meet Monday, November 28, at 12 M.

MONDAY, NOVEMBER 28, 1870.

Pursuant to adjournment, the House met at 12 M.

The roll was called, and a quorum announced.

The SPEAKER took the Chair.

Prayer by Rev. W. M. THOMAS.

The Journal of Wednesday, November 23, was read and confirmed.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 5.

IN THE SENATE, COLUMBIA, S. C., November 23, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that, in accordance with the message of your House of this date, they will attend, at 1 P. M., on Monday next, the ceremony of inauguration of the Governor and Lieutenant-Governor elect.

Very respectfully,
(Signed)

C. W. MONTGOMERY,
President *pro tem*.

On motion of Mr. BYAS, a Special Committee of three, on the part of the House, was appointed to meet a similar Committee, on part of the Senate, to wait upon the Governor and Lieutenant-Governor elect, and escort them to the House of Representatives for Inauguration ; also to make necessary arrangements for the Inauguration.

The SPEAKER appointed as the Committee Messrs. Byas, Hagood and Briggs.

On motion of Mr. JONES, a Special Committee of three was appointed to wait upon the Hon. F. J. Moses, Chief Justice of the Supreme Court, and escort him to the House of Representatives, to administer to the Governor and Lieutenant-Governor elect the constitutional oath of office.

The SPEAKER appointed as said Committee Messrs. W. H. Jones, Miles and Myers.

A message was sent to the Senate accordingly.

The following named members elect, who had not previously attended appeared, were duly qualified, and took their seats:

Orangeburg County—J. H. Wallace.

Charleston County—P. P. Hedges.

Clarendon County—Syphax Milton.

On motion of Mr. WHIPPER, it was

Ordered, That when the House adjourns, it stand adjourned to meet to-morrow, at 10:30 A. M.

On motion of Mr. WHIPPER, at 12:25 P. M., the House took a recess for twenty minutes.

RECESS.

The House re-assembled at 12:45 P. M.

The SPEAKER resumed the Chair.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 6.

IN THE SENATE, COLUMBIA, S. C., November 28, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that they have received the message of your House, providing Committees of your body, to meet similar Committees on the part of the Senate, to wait upon the Governor and Lieutenant-Governor elect, and Hon. F. J. Moses, Chief Justice, and, on the part of the Senate, have appointed Messrs. Whittemore, Wimbush and Barber, a Committee to wait upon the Governor and Lieutenant-Governor elect, and Messrs. Nash, Hayne and McIntyre, a Committee to wait upon Hon. F. J. Moses, Chief Justice.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President *pro tem*.

Mr. BYAS, from the Special Committee, reported that the necessary arrangements for the Inauguration of the Governor and Lieutenant-Governor elect, had been perfected.

At 1 P. M., the Sergeant-at-Arms announced the Honorable Senate of South Carolina.

JOINT CONVENTION.

The PRESIDENT *pro tem.* of the Senate took the Chair.

The Inaugural proceedings were opened with prayer by the Rev. W. D. Harris, of Columbia.

Mr. JONES, from the Special Committee to wait upon the Governor and Lieutenant-Governor elect, introduced the Governor elect to the President of the Joint Convention.

The PRESIDENT introduced the Governor elect to the General Assembly.

His Excellency R. K. Scott, Governor elect, then delivered the following :

INAUGURAL ADDRESS.

FELLOW-CITIZENS :

By a large majority of the votes of the people of the State, I have again been elected to the office of Governor. While I cannot but accept this result as an endorsement of my own administration of the affairs of government during the past two years, I am well aware that it is in a greater degree intended as an endorsement of the principles and measures of that great party of which I am simply the chosen representative. The campaign through which we have passed has been heated, and in some particulars very bitter and acrimonious. Doubtless many things have been said by the advocates of both parties which had better have been left unsaid. Of one thing the people of the State may be assured ; so far as my course as a public officer is concerned, the criminations, and recriminations of the political contest are forgotten ; and while I shall not fail in allegiance to the principles of the party I represent, as Governor of the State, entrusted with the execution of its laws, I will know no party or class, but shall endeavor most earnestly to protect and secure the rights and privileges of all.

The Constitution and laws of our State give to the Executive large powers, and these powers carry with them corresponding responsibilities. He would, indeed, be a bold man who, having occupied the position which it has been my lot to hold for the past two eventful years, should claim for himself freedom from mistakes, or even serious errors, in the administration of the affairs of Government. I certainly make no such claim. But I do claim that the general scope and aim of my administration has been good ; and that it has been measurably free from the errors incident to all human governments.

A charge freely made against my administration has been that of the

incompetency of its appointees to the various County and other offices. The charge is not entirely without truth. But a recurrence to the history of the two years just past will offer some justification for such appointments. When the administration just closed came into power, the citizens of the State, who by education and experience were best fitted to fill the various offices in the gift of the Executive, either openly opposed or silently, but persistently, stood aloof from the Government. Persons whose services the State would have been glad to secure, refused to qualify for the positions which were offered them; while, on the other hand, men were urged upon the Executive, whose opposition to the Government was so well known, as to make their appointment, so far as the execution of the laws was concerned, a farce. In addition, many, if not most of these appointments, had to be made immediately; the exigencies of the public service were such as to preclude the possibility of thorough investigation into the character and fitness of the persons recommended by those, upon whom the Executive was compelled to depend for information. In the nature of things, it has been, to a great degree, impracticable for him to know fully the qualifications of those who have been urged upon him for appointment. I am satisfied that, without doing injustice to the claims of any one, the large experience which we have all gained, combined with the accessions which have been made to the ranks of those who are both actively and passively friendly to the administration, will enable us to cure this evil in the future. It is not necessary to enter into an argument to show the impossibility of carrying on the affairs of Government without competency on the part of those selected to perform its duties; the thing is self-evident. It is my purpose, so far as the responsibility rests with me, to secure such competency; and, in this effort, I think I may confidently look for the support of the people of the State of all classes.

Fellow-citizens, our State has made great progress in all respects within the last two years. Two years ago a large class of our people were a unit almost, in their avowed determination not to recognize the validity of the Reconstruction Acts of Congress, or of the governments established under them. To-day, these are all treated as accomplished facts, by all classes of the community, so far as public utterances have any value, and we have good reason to believe that the number of persons who cherish either the hope or the desire to disturb the existing political relations of the people, is very inconsiderable.

Our material progress has kept pace with the political. It is true that the European war, by depressing prices, has made our people feel poorer than they hoped to be, but, nevertheless, there are indications of life and energy all over the State. New branches of industry are being opened up, and all things promise, with peace and good order, prosperity to the

people. The same progress, though possibly not so evident to the casual observer, has been made in educational matters. In this direction I would urge increased interest and activity on the part of the people. The Government can do much, but it cannot do all; and without earnest and constant effort on the part of the people, any school system will prove a failure.

Fellow-citizens, I do not care to inquire whether this favorable condition of things exists as a consequence of our administration of affairs, or in spite of it. It is enough to know that thus much has been secured, and we will leave it to the future to decide what measure of praise or blame belongs to each and all of us.

In the few words appropriate to this occasion I cannot indulge in detail, but confine myself to a general reference to what I believe to be the condition of our State, and to the policy which I hope to enforce in the administration of its affairs in the future.

Am I asking too much when I call upon the people of the State, of all classes and parties, to stand by the Government in every right effort? There cannot be prosperity in the State unless there is peace; there cannot be peace unless there is respect for law and for the rights of all, no matter how objectionable to some of our fellow-citizens we may be who make and administer the laws; or how hateful may be those who, from time to time, have had their lives and liberties imperilled.

A little forbearance, a little of that good sense which we all claim as our heritage, will save us from the dangers which threaten the peace and prosperity of the State. A beneficent Providence, by unerring signs, is pointing out a pathway to a future of greatness. Let us walk in that path, and forgetting, as we may, all that is bitter in the past, strive earnestly to build up a Commonwealth which, by its freedom, intelligence, and virtue, as well as by its material wealth, shall add lustre to the nation of which it is a part.

The Constitutional oath of office was then administered to the Governor elect, by the Hon. F. J. Moses, Chief Justice of the Supreme Court of South Carolina.

The PRESIDENT of the Joint Convention introduced to the General Assembly the Hon. A. J. Ransier, Lieutenant-Governor elect.

The Lieutenant-Governor elect then addressed the General Assembly as follows:

Gentlemen of the Joint Assembly:

I accept with some degree of diffidence the office to which I have been elected by the suffrages of the people of South Carolina.

To the members of the body over which, pursuant to the provisions of the Constitution, it is made my duty to preside, whatever I have to say on an occasion like this, I will say to them in the Senate Chamber; and I am now ready to take the oath prescribed by the Constitution of the State.

The Constitutional oath of office was then administered to the Lieutenant-Governor elect, by the Hon. F. J. Moses, Chief Justice of the Supreme Court of South Carolina.

The PRESIDENT then declared the Joint Assembly dissolved, and the Senate retired.

The business of the House was resumed.

PETITIONS, RESOLUTIONS, &c.

Mr. WHIPPER introduced the following preamble and resolution :

Whereas, a vacancy in the Senate of the United States will occur on the fourth day of March next, by the expiration of the term of the Hon. T. J. Robertson ; therefore, be it

Resolved, That an election be held on to-morrow, the 29th instant, at 12 o'clock M., to fill such vacancy.

On motion of Mr. MOBLEY, the resolution was amended by striking out the words " to-morrow, the 29th," and inserting in lieu thereof, the words " Tuesday, December 6th."

The Resolution, as amended, was agreed to.

Mr. HUNTER introduced the following Resolution, which was adopted :

Resolved, That the order of the House to meet to-morrow at 10:30 A. M., be, and the same is hereby, rescinded.

The Sergeant-at-Arms announced a Message from his Excellency the Governor.

The SPEAKER laid before the House the following :

ANNUAL MESSAGE.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, November 29, 1870.

HON. F. J. MOSES, JR., *Speaker of the House of Representatives.*

SIR : I have the honor to transmit herewith to your honorable body my Annual Message.

(Signed)

Very respectfully,

ROBERT K. SCOTT,

Governor.

Fellow-Citizens of the Senate and of the House of Representatives :

In transmitting my Annual Message to the General Assembly, I take pleasure in congratulating you upon the gratifying evidences of material progress and improvement surrounding us, and the general indications of the prevalence of peace and harmony within the State. Health and

prosperity have generally prevailed during the past year, the earth has borne a most bounteous harvest, and I am happy to say that, with but few exceptions, personal and political animosities, the eradication of which is necessarily the work of time, are being gradually ameliorated, and a very general desire is manifested, especially among the more thoughtful and responsible, to obliterate old animosities, and, by co-operation and harmony, to manifest the power of a united people in a united purpose to give their State prominence and themselves respectability.

The following statement exhibits the indebtedness and assets of the State, October 31, 1870:

Funded debt of the State, October 31, 1870.....	\$7,665,908 98
Assets held by the State on that date.....	2,290,700 00
	<hr/>
	\$5,375,208 98

For a full and detailed statement of the financial condition of the State, I would respectfully refer you to the reports of the Comptroller and Treasurer.

THE SINKING FUND.

From a report of the Secretary of the Commissioners of the Sinking Fund, it will be found that of the unremunerative property of the State, there has been disposed of 21,698 shares of Greenville and Columbia Railroad Stock, at \$2.75 per share.....	\$59,669.50
240 shares of South Carolina and South-Western Railroad Stock, at \$45 per share.....	10,800.00
Building material in State House yard.....	3,014.70
Real estate—four acres on Arsenal Hill and one acre on Main Street, rear of State House.....	6,965.00
4,000 shares of Cheraw and Coalfields Railroad Company, at \$3.75 per share.....	15,000.00
	<hr/>
Amount realized.....	\$95,449.20

EXPENDITURES.

For \$100,000 of South Carolina Bonds.....	\$81,937.50
For Commissions, Advertisements, &c.....	855.00
	<hr/>
	\$82,792.50
	<hr/>
Balance on hand.....	\$12,656.70

STATE DEPARTMENT.

The report of the Secretary of State presents an epitome of the labors
3h

of his department for the current year, and gives a lively idea of the amount of labor transacted in the Executive Departments. In addition to the usual amount of work, the Secretary, in his present report, has prepared a careful compilation of all the election returns in tabular form, presenting the names of all the parties voted for, and the number of votes they received.

THE PENITENTIARY.

The report of the Commissioners of the Penitentiary presents the affairs of that institution in a highly favorable aspect, and it is fully borne out by the Annual Report of the Superintendent which accompanies it.

Since his last annual report, the Superintendent has received in

the institution.....	280
Inmates at that date.....	295
	<hr/>
Whole number during the year.....	575
	<hr/>
Of which number there have been discharged by expiration of sentence.....	23
Pardoned.....	205
Died.....	24
Escaped.....	6
Insane.....	1
	<hr/>
	259

Leaving a balance of 316 in confinement, of which 309 are males and 7 females. Such as are enumerated as pardoned mainly consisted of those whose terms were about to expire, and who were recommended for their good behavior by the Superintendent. By anticipating the expiration of their sentence the criminal generally avoids the deprivation of his civil rights, many of which would be forfeited by their consummation. The effect of this leniency is stated by the Superintendent as being most salutary in promoting good behavior among the convicts, and enabling him, from day to day, to designate large numbers of the convicts for work as laborers, teamsters and mechanics, without the presence of a guard, outside the enclosure of the prison, and not one has betrayed the confidence thus reposed in them. The Superintendent makes a variety of suggestions for the extension and improvement of the institution, which are respectfully commended to your favorable consideration.

LUNATIC ASYLUM.

I submit for your consideration, the Report of the Regents of the Lunatic Asylum, accompanied by the Annual Reports of the Superinten-

dent, and of the Treasurer of the Institution. The Report of Dr. Ensor shows, that at the commencement of the year the number of patients was two hundred and thirty-two (232), to which was added ninety, (90,) making a total of three hundred and twenty-two (322) under treatment during the year. Of this number, thirty (30) have been discharged, cured; sixteen (16) have been removed; thirty-one (31) have died, and four (4) have escaped, leaving in the Institution at this date two hundred and forty-four (244) patients; of whom, one hundred and twelve (112) are males, and one hundred and thirty-two (132) are females. The Treasurer's statement shows that, during the year, the receipts and disbursements were as follows:

Collections.....	\$41,002 52
Appropriation	17,505 00
Total	<u>\$58,507 52</u>

DISBURSEMENTS,

By deficit in last Annual Report.....	\$ 154 81
Supplies.....	40,994 29
Salaries and Wages	14,482 69
Repairs and Improvements	2,336 25
Balance, deposited.....	539 48
	<u>\$58,507 52</u>

LIABILITIES.

For Supplies.....	\$11,835 00
Salaries and Wages.....	3,143 50
Total	<u>\$14,978 50</u>

ASSETS.

Due by County Commissioners.....	\$23,519 26
Pay Patients, regarded good.....	3,924 93
State Appropriations, to January 1, 1871.....	6,026 97
Extensions and Repairs.....	10,000 00
Total	<u>\$43,471 16</u>

The Board of Regents, in transmitting the Reports of the Superintendent, and of the Treasurer of the Institution, accompany them by two important recommendations, viz:

1. That the beneficiaries should be maintained by the State, instead of the several Counties; and

2. The extension of the present new building, so as to enable us to abandon the inferior quarters used for patients.

With regard to the first recommendation, it has my thorough concurrence. The effect of the present system is to throw the entire expense of supporting the Asylum on a portion of the Counties, while a considerable number is largely in arrear of their payments, as will be seen by the table accompanying the Treasurer's Report. By apportioning the amount of the tax on the respective Counties to the number of beneficiaries accommodated at the Asylum, and collecting it with the general tax, a more equitable system will be reached, and the Asylum saved from several embarrassments to which it is now liable.

With regard to the proposed extension of the Asylum, for which an appropriation of forty thousand dollars is asked, I think its propriety, as well as expediency, are matters of considerable doubt. It will be recollected, that for more than twenty years, the suitableness of the present locality, has been a matter of discussion, while the want of adaptability of the buildings to their present purposes is generally admitted. In consequence of these deficiencies, the South Carolina Lunatic Asylum, which, at its establishment stood at the head of similar institutions in this country, has entirely lost that proud pre-eminence, and now lags lamentably in the rear. Among those who have been most urgent for the abandonment of the present site and buildings, are Dr. D. H. Trezevant, the former, and Dr. J. W. Parker, the recent Superintendent of the institution, who unite in condemning them for want of space in the grounds and of suitableness in the buildings. To these gentlemen, whose long connection with the institution renders their opinion authoritative, may now be added those of Dr. J. F. Ensor, the present Superintendent, who says that on taking charge of it, (the Asylum,) August 5, he found it far behind the times in almost everything that is now considered necessary in a well appointed Asylum; its buildings are not of proper capacity or construction. No greater blunder was ever made in architecture than the plan upon which this gloomy, incongruous pile was erected; the most of the rooms are mere cells or chinks in the walls, dark and illy ventilated, and those on the ground floor damp and unhealthy; that it would be, to say the least, the greatest inhumanity to require the patients to occupy them. In corroboration of his own statement, Dr. Ensor quotes Dr. Wilkins, Commissioner of Insanity for the State of California, who is now making a tour of the United States and Europe, in quest of information touching the subject of insanity, and institutions for the insane, who spoke of our Asylum "as the farthest behind the age, of all that he had visited in this country," with one exception.

With these concurrent remarks of medical men of the highest authority, it may well be inquired whether it is consistent with policy or expe-

diency to patch up an old and generally condemned building, by expending a large additional amount of money on it, and thus perpetuate the institution in its present unfit locality, or to make the necessary investigation as to whether a more suitable location could not be selected, where ample grounds could be secured and suitable buildings erected for a moderate sum, in addition to the price obtained for the present premises. I commend the subject to your careful and deliberate investigation.

QUARANTINE.

The Annual Report of Dr. Robert Lebby, Health Officer of the Port of Charleston, will be found highly interesting and satisfactory, as exemplifying, beyond all cavil, the important fact that with an attentive and vigilant quarantine officer, the City of Charleston may be considered perfectly safe from the visits of Tropical Epidemics which have occasionally desolated her streets and paralyzed her commerce. Her exemption from pestilential diseases, her general salubrity, her accessibility at all seasons, with her other signal advantages and facilities, present a brilliant future to Charleston, which, if properly improved, cannot fail to place her at the head of Southern seaports. Dr. Lebby, in his report, makes a number of suggestions and recommendations, which are deservedly entitled to the highest respect, and are recommended to your favorable consideration.

AGRICULTURAL STATISTICS.

The Report of the Commissioner of Agricultural Statistics contains much valuable information in relation to the soil and productions of the State, embracing the various crops and modes of cultivation, the value of the numerous fertilizers, the culture of fruits, and of the grape, and the formation of roads.

I recommend that a liberal appropriation be made to be distributed in premiums as prizes for excellence in agriculture and the mechanic arts among the several Counties and the State Fair at Columbia, with the understanding that an equal amount from private sources be raised for the same purposes by the State Fair, and County Fairs respectively.

PHOSPHATES.

Attention is called to the elaborate and suggestive report of Prof. Charles U. Shepard, Jr., Inspector of Guano and Fertilizers. It presents in a most forcible aspect the magnitude and importance of this new field of enterprise and industry, its rapid growth and probable extension. In this connection, your attention may be usefully given to the law of last session, granting to certain parties therein named, the right to dig and

mine in the navigable streams of the State for Phosphate. The receipts thus far to the State from that Company, have been nineteen hundred and eighty-nine (\$1,989) dollars. In my judgment, further legislation is imperatively required to protect the interests of the State in this matter. It is believed, that with a moderately efficient administration of the affairs of this valuable property, a sum may be realized to the Treasury sufficient to pay the interest on the debt of the State, or its equivalent. The Constitution provides for a uniform and equal rate of assessment and taxation, and that only the proceeds of mines and mining claims shall be assessed. The inquiry may be suggested, whether the present mode of assessing the Phosphate Lands is the most advantageous to the State, and equitable to the tax-payer, and whether some charge is not demanded.

THE LAND COMMISSION

Was, undoubtedly, one of the wisest and most beneficent projects of the State; but, from the odium which has been brought upon it by charges, freely made, of speculation and personal purposes in its administration, the results have not been commensurate with the sagacity and philanthropy of its objects. About \$600,000 have been expended, and thousands of acres of land have been purchased, but up to this time only a comparatively small portion of the land has been sold to actual settlers; and the tardiness of the Commission should be a subject of investigation by the Legislature. This investigation should be thorough and searching, by intelligent and honest men, who should examine fairly and fearlessly into alleged abuses, which have excited widespread comment and denunciation. Desiring to investigate these alleged abuses myself, I applied to an eminent law firm, in this city, but was informed that, owing to the imperfect legislation which characterized the Act, my power over the matter was very limited and questionable. Whatever abuses have characterized this agency and paralyzed its usefulness, are mainly traceable to its organization, by which its authority was delegated to five Commissioners, and by its divided responsibility, in constituting any three of them, whose assent, obtained either individually or in the aggregate, a quorum to decide all questions brought before them. I will make no recommendation upon the subject of modifying these provisions, but would respectfully ask that the Executive be relieved from his share of the control and responsibility of the management of its affairs, of which he is entitled, under the law, to one-fifth, while, in public estimation, he is held responsible for all the faults and abuses connected with its entire supervision. He would take the liberty, however, of suggesting the entire separation of the Commissioner from politics, and restricting him to the direction of its legitimate operations. Your attention is called to the

fact that from the money already received for the land sold, as well as those which are to be sold hereafter, there is no provision made for its safe-keeping, other than the personal responsibility of the Commissioner, who has them under his exclusive charge. Provision should also be made for their deposit in some safe and responsible institution, or they should be used for the purpose of the redemption of the bonds issued for the purchase of lands.

STATE LIBRARY.

The report of the Librarian witnesses his indefatigable zeal and industry in the discharge of his duties, and the preservation of the property entrusted to him.

AUDITOR OF STATE.

For information in his Department, I will respectfully refer you to his very full and complete report, and call your attention to the importance of his recommendations.

EDUCATION.

For the operations of the State Superintendent of Education during the year, I refer you to the report of that officer.

MILITIA.

The report of the Adjutant and Inspector General is referred to for the operations and proceedings of the Military Department of the State during the year.

THE STATE CONSTABULARY.

The report of the Chief Constable presents a full and satisfactory account of the proceedings and expenditures of the body under his control during the past year. Captain Hubbard, in the discharge of his responsible and unpleasant duties, has acquitted himself creditably and efficiently. Strong hopes were entertained that, after the expiration of the late heated political contest, it would have been deemed advisable to dispense entirely with the services of this force, and orders had been given looking to that result on the first of November, but the unfortunate and disgraceful occurrences recently in the Counties of Laurens, Union, Spartanburg and Newberry, in which outrages were perpetrated, and valuable lives sacrificed, have compelled the postponement of that desirable result. Recent indications, however, encourage the hope that the postponement will be but temporary, and that the police duties of the State will soon revert to the local authorities. Up to this time no arrests have been made of the authors and participators in the recent murders

and outrages, and, having thus long waited on the local authorities in vain, active measures are now in progress for the arrest of the criminals.

TRIAL JUSTICES.

Owing to the existing prejudices, and the difficulties of obtaining impartial decisions in litigated cases, the Executive has, unfortunately, been thrown almost exclusively upon the members of one political party for his choice of Trial Justices, and, in many cases, persons without the requisite qualifications have been recommended. It is very important that this evil be corrected, and we may reasonably hope that in future a wider field may be opened to select from, among such of our citizens as are distinguished for their intelligence, impartiality, and love of justice. In a prompt, equitable and economical administration of the laws, depend much of the peace and harmony of the community, by the obliteration of causes of discord and the establishment of friendly relations between individuals. But essential modifications are necessary in the existing administration of justice. Complaints are prevalent that in many cases a spirit of litigation is promoted and stimulated with a view solely to personal acquisition; and it is asserted that not only individuals appearing before these Magistrates are charged extravagant fees, but there is too much reason to believe that in many cases the costs have been not only charged to the parties, but, in addition, have been charged and collected from the State. A correction of these abuses is loudly demanded. There should be, also, an essential modification of the amount of costs permitted to be charged, and the State thoroughly protected against the abuses of unprincipled men holding these positions. The extravagance of the costs at present, in cases before a Trial Justice, are, in many instances, a denial of justice, as, in most of the cases taken before these minor Courts, they are greater in amount than the sum in litigation. The powers and the duty of the Magistrate should be well defined, and the severest penalties imposed for their violation. None should be held more rigidly amenable to the law than those who are chosen to administer it. I would here remark that I must necessarily depend very much upon the members of the Legislature for the character and fitness of Trial Justices, and I am disposed to consider education as an essential element among them. This would not only be proper in itself, but would afford an additional stimulus to its acquisition. By making a knowledge of the elementary branches an indispensable requisite to appointment for office a higher grade of service would be secured, as well as a more efficient performance of it.

COUNTY COMMISSIONERS.

I would direct your attention to the laws defining the powers and

duties of County Commissioners, and their perversions and abuses. From the frequent complaints against some of the Boards, it would be imagined that they were devoted more to private acquisition than the faithful discharge of a public trust. In neighboring States the office of County Commissioner is looked upon more as an honorary station, bestowed as a mark of confidence and trust in the judgment and business capacity of the individual, rather than as a position of pecuniary emolument, and, except in the neighborhood of large cities, the compensation is but trivial, seldom amounting to more than from fifty to a hundred dollars per annum. Stringent laws are required for the prevention and punishment of abuses, which will restrict expenditures within legitimate bounds, forbid all participation, direct or indirect, in contracts, for which proposals should be invariably advertised, restricting the amount of County orders issued, constituting the County Auditor the permanent Clerk of the Board, by whom all orders should be signed and issued.

TRUST DEPOSITS.

Since the Bank of the State ceased operations there has been no suitable means of securely depositing funds held by the Courts. It is of great importance that provision should be made by law for the security of such funds, both for the preservation of a pure administration of that important branch of Judicial jurisdiction, and for the protection of suitors. Places of security should be indicated, and provision made for the deposit of adequate pledges from parties authorized by law to become custodians of such funds, and means should be provided for increasing such securities, from time to time, so as to afford sufficient protection to all amounts so deposited, and the control over such deposits, while in the hands of such depositories, should be further secured by allowing to the Courts summary remedies against them, to the same extent as if they were the regular appointed receivers of the Courts.

JURIES.

The attention of the last General Assembly was called to the necessity of a change in the system of selecting juries. As at present conducted, it is liable to be and is perverted to great abuse, on account of the character of the persons placed upon them. It is highly important that the jury-box should be placed beyond the reach of political influence or prostituted to the purposes of men who are themselves guilty of crime. It should be filled with our best and most reliable citizens. The appointment of a Commissioner of Juries has been tried in some of our sister States, and has been found to work admirably.

COMMISSIONER OF PUBLIC BUILDINGS.

In view of the frequent expenditures for furnishing the public buildings, and the irresponsibility of the mode in which public money is disbursed therefor, I would recommend the designation of some officer who should have a supervision of the public buildings and grounds, and of all expenditures for their furniture and improvement.

THE BLUE RIDGE RAILROAD.

I regret to inform you that but little progress has been recently made upon the Blue Ridge Railroad. The liberal policy pursued by the Legislature was obstructed by parties, prompted by personal aggrandizement and political prejudices, entering into combination to throw obstacles in the way of negotiating the bonds, which prevented their sale at the time, and before these difficulties were overcome, the war in Europe intervened and rendered their sale impracticable. I have no recommendations to make on the subject, as all the laws necessary are in existence, and will, therefore, refer you to the annual report of the President of the Road for all the necessary information to an understanding of the details. It is extremely unfortunate that personal ambition or political rancor should be permitted to delay or interfere with the progress and completion of a work of such vital and transcendent importance to the prosperity of the State and its chief commercial city.

EMIGRATION AND LABOR.

While I am willing and anxious, by all legitimate means, to encourage and promote emigration to this State of all peoples, who are homogeneous in customs and usages with our own, that are willing to labor, as well as those who will bring into it skill and capital, I cannot forego the expression of my opinion that the passage and enforcement of stringent laws for the protection of life and property, and the free and unrestricted expression of political opinions, is all that is necessary to accomplish that purpose in a State that presents so many attractions and advantages to the emigrant and capitalist as ours.

LABOR AND CAPITAL.

There has been much discussion upon the alleged scarcity of labor, and a variety of schemes has been suggested for its alleviation; but thus far without practical result. The importation of foreigners, either Christian or Pagan, can work but an inconsiderable influence, as these are as keenly alive to the facilities of improving their condition as the native whom they attempt to supplant, and will dispose of their services

to those who will pay the highest prices for them. My own impression is, that the present labor of the country, "native and to the manner born," furnishes the most economical, the most skillful, and the most efficient system of labor for the South, and cannot advantageously be substituted by any other. A true appreciation of the mutual dependence of capital and labor, and a disposition to arrange, amicably and equitably, terms of agreement between them, would go far to reconcile existing difficulties, and remove a fruitful cause of dissension and irritation among our own people. Inducements might also be held out by which the ranks of the productive class may be largely recruited from those who are non-producers, and whose complaint is, that they can "get nothing to do," and also by grants of land to tenants in fee, the payments, properly secured, running over a long series of years, to those who may settle in families.

LANDLORD AND TENANT.

Attention is called to the necessity of a cheap and speedy remedy by which the owners of property may repossess themselves of it by a summary magisterial process. While honest poverty is deserving of our sympathy and entitled to all legitimate protection, yet there is too much reason to believe that there are cases in which the law is perverted, which, by their vexatious results, compel landlords to enhance their rents, and militate against the interests of the public at large.

APPRENTICES.

The attention of the last General Assembly was called to the necessity and importance of a law to regulate and define the relations and obligations of employer and apprentice. An intelligent and industrious workman has within himself the elements of independence and respectability. His art is his capital, of which he cannot be divested; his labor is always and everywhere in demand. As illustrating the effect of idleness as the source of crime, it is stated in the Report of the Prison Association, lately issued, that of fourteen thousand five hundred and ninety-six prisoners confined in the Penitentiaries of thirty States, in 1870, more than ten thousand of that number, or over seventy per cent., had never learned a trade. This pregnant fact conveys a lesson of profound interest to those who have in charge the training of boys and girls for the active duties of life. Framing such a law as is suggested, the amplest security should be provided that the apprentice be protected from cruelty and injustice, and that he should receive an adequate amount of education.

PRESERVATION OF GAME, AND PROPAGATION OF FISH.

Many of the States of the Union have enacted laws for the preserva-

tion of game, by the prohibition of killing of them during the breeding season. As the wanton and indiscriminate shooting of birds and game animals during the breeding season, must result gradually in their extinction, and to the encouragement and multiplication of myriads of destructive insects, to the great injury and destruction of vegetation and the crops, I would call your attention to the matter as worthy of your consideration. In this connection, I would also recommend the protection and encouragement of artificial fish breeding, by protecting the owners of fish-ponds from trespasses and depredations. A law was passed by the last General Assembly, authorizing the appointment of eight Fish Commissioners, one for each Judicial Circuit, and defining the duties thereof. These appointments were not made, for the following reasons: It was found that competent men could not be procured for the salary authorized to be paid, and no greater results would have been attained by the selection of incompetent men than without any. It was thought best to leave the whole subject for additional legislation, in the hope that it would conform to the practice prevailing in those States which have had most experience and success in fish culture, by appointing one person experienced in the business, and known as Fish Commissioner. Mr. Seth Greene, who has been so prominently connected with the artificial propagation of migratory fish, has been, during the past summer, employed by the State of New York, in re-stocking the Hudson River with shad, and has been hatching from one hundred thousand to one hundred and fifty thousand daily. He states, in a published communication, that he can satisfy any person with common sense that all the rivers on the coast can be stocked with shad, so as to make them equally plentiful with the olden time.

NATIONAL CEMETERIES, &C.

A letter has been received from the Hon. M. W. Belknap, Secretary of War of the United States, in relation to the National Cemeteries at Beaufort, Florence and Charleston, requesting that the Legislature of this State may pass an Act in conformity with a law of the United States, entitled "An Act to amend an Act entitled 'An Act to establish and protect National Cemeteries.'"

Information has been received at this office, from Hon W. B. Shurbrick, of the Navy Department, that an appropriation was made, July 20, 1868, of \$15,000 for Range Lights, on Sullivan's Island, Charleston Harbor, and that it is necessary that an Act should be passed ceding the jurisdiction of their sites to the United States, to which your attention is respectfully invited.

There are a number of provisions in the Constitution which require appropriate legislative action to carry them into effect; such as the provision for divorce, the appointment of officers and employees of the Lu-

natic Asylum, time and manner of inaugurating the Governor and Lieutenant-Governor, and electing Justices of the Peace, &c., to which I would respectfully call your attention.

MISCELLANEOUS.

Gentlemen of the General Assembly, taxation is the vital power of all Governments, and I invoke your serious attention to the necessity of a strict economy in expenditure, so that no more taxes be levied than is consistent with an efficient administration of the Government. Notwithstanding the constitutional provision for a uniform and equal rate of assessment and taxation, the taxes on real and personal property have become onerous, while railroads and other important interests are virtually exempt. There is much room for retrenchment in the salary of County officers, and especially in that of School and County Commissioners, whose compensation is greatly disproportionate to the trifling amount of duty performed by them.

Having thus submitted to you the condition of the State, and made those recommendations as to your legislation which seemed to me judicious, I might, perhaps, properly conclude this Message. But I cannot refrain from saying what I feel deeply. I am conscious that I have been re-elected by a large majority of the citizens of this State. A majority so large as to secure my administration against any opposition of practical consequence, and I trust that my conduct in the future, as in the past, will show how thoroughly I recognize the confidence which has been vouchsafed to me. But I cannot refuse to recognize the fact that a large body of those in whose hands the wealth, the influence and the education of the State has in former times been entirely placed, and in whose hands, to a very considerable extent, they are still placed, have been opposed to the party of which I am the chosen representative, and are to-day apprehensive of the results of my administration. As far as I am individually concerned, while I wish it were otherwise, I will bear with patience the denunciation that I know proceeds from an entire misconception of my acts, my thoughts and my feelings. But, if I know myself, that which I desire above all things is the restoration of harmony to the disturbed opinion of this State, the recognition, by all classes in the State, of their mutual dependence and their common interest; and if I could close my term of office knowing that my efforts had been successful in making all men feel once more that they have a common interest in the reputation and prosperity of the State, I should rest content with myself, and thankful to the God of Peace, who used me as his instrument. I know how difficult this will be; but, in conclusion, I will say that I will pledge myself to every legitimate effort for the accomplishment of this desirable result, and will hail as the best

friend of the State and my administration, every and any man, supporter or antagonist, who will aid me in any way to compass this perfect work of Peace.

(Signed)

ROBERT K. SCOTT, Governor.

COLUMBIA, November 28, 1870.

PETITIONS, RESOLUTIONS. &c.

Mr. SIMONS introduced the following Resolution :

Resolved, That 500 copies of the Annual Message of His Excellency the Governor be printed for distribution.

Mr. C. D. HAYNE introduced the following Resolution as a substitute, which was adopted :

Resolved, That 3,000 copies of the Annual Message of His Excellency the Governor be printed for general distribution.

Mr. J. N. HAYNE introduced the following Resolution :

Resolved, That a Committee of three members of this House be appointed to investigate the affairs of the Land Commission Office, and report as early as practicable the result of the investigation.

Mr. WILKES introduced the following Concurrent Resolution as a substitute, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That a Joint Special Committee of one from each Congressional District and one from the State at large on the part of the House, and — on the part of the Senate, be appointed to thoroughly investigate the entire transactions of the Land Commission, from its organization to the present time, with power to send for persons and papers.

Mr. BARKER gave notice that he will to-morrow, or on some subsequent day, introduce

A Bill to regulate the hours of labor in the cotton factories in this State.

On motion of Mr. SIMONS, at 3 P. M., the House adjourned to meet to-morrow at 12 M.

TUESDAY, NOVEMBER 29, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal an Act entitled "An Act to repeal the Usury Laws of this State," approved December 8th, 1866.

Also, introduced the following Concurrent Resolutions :

Resolved by the House of Representatives, the Senate concurring, That it is not only fair, right and proper, but essential to order and good government, that the payment of taxes levied under the Act of the Legislature at the last regular session, should be equally enforced against all who are liable to pay them.

Resolved, That the Auditor of State do require the Treasurers of the several Counties to enforce the collection of tax executions against all defaulting tax-payers.

On motion of Mr. O'CONNELL, the Resolution was laid over for reference to the proper Committee.

Mr. C. D. HAYNE introduced the following Resolution, which was, On motion of Mr. S. J. LEE, laid on the table :

Resolved, That the Clerk of the House be instructed to furnish each member with a copy of the Daily Union, Daily Republican, Daily News, and Courier during the present session.

Mr. HURLEY presented the petition of the School Commissioners of Charleston County, asking an appropriation for the Public Schools of said city, and payment of teachers' salaries now due.

Laid over for reference to the Committee on Education.

Mr. HAGOOD presented the petition of Marcus D. Keith, of Pickens County, for recharter of Pumpkintown Turnpike Road.

Laid over for reference to Committee on Roads, Bridges and Ferries.

Mr. THOMPSON presented the petition of the County Commissioners of Richland County, for authority to levy a tax of six mills on the dollar to liquidate indebtedness and meet current expenses.

Laid over for reference to the Committee on Ways and Means.

Mr. MOBLEY introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That a Committee of five on the part of the House, and — on the part of the Senate, be appointed to investigate the transactions of the Sinking Fund Commission, and that said Committee have power to send for persons and papers.

Mr. O'CONNELL gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to charter Dinkins' Ferry, on the Catawba River.

Mr. MYERS introduced the following Concurrent Resolution:

Resolved by the House of Representatives, the Senate concurring, That the Comptroller-General be, and he is hereby, instructed to take out an insurance policy sufficient to cover the value of the furniture, carpets and other property owned by the State and contained within the Capitol building.

On motion of Mr. MOBLEY, the further consideration of the Resolution was postponed until Tuesday, December 7, 1870.

Mr. B. F. Berry, member elect from Barnwell County, who had not personally attended, appeared, was duly qualified, and took his seat.

Mr. HEDGES gave notice that he will, on to-morrow, or some subsequent day, introduce

A Bill to relieve the school finances from a deficiency in the appropriation by the last session of the Legislature.

Mr. SMART gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to incorporate the company known as the "Moses Guards," raised under the instructions of the Governor, at Ridgeway, Fairfield County, S. C.

The SPEAKER announced the appointment of the following

STANDING COMMITTEES.

Vacant Offices—W. M. Thomas, H. H. Ellison, Reuben Gaither, E. M. Sumpter, Alfred Hart, Jared Warley and F. W. Derrick.

Lunatic Asylum—Wm. Simons, Stephen Garey, W. C. Glover, Wm. Perry, O. M. Doyle, James E. Dusenberry, James Davis, B. C. Evans and E. Ferguson.

Privileges and Elections.—W. R. Jervey, W. J. Whipper, B. A. Bosemon, Jr., C. J. Andell, T. R. Bass, Benj. Byas, S. J. Lee, O. R. Levy and J. C. Sellers.

Military Affairs.—W. H. Gardner, P. R. Rivers, Jno. A. Green, Jno. B. Dennis, W. J. Whipper, Jno. A. Barker, J. W. Lloyd, B. F. Briggs and H. C. Corwin.

Grievances.—S. B. Thompson, J. L. Shanklin, J. Pendergrass, N. B. Myers, W. J. McDowell, F. J. Maddocks, Jos. D. Boston, Jordan Lang and A. P. Ford.

Contingent Accounts.—J. B. Dennis, William Simons, Harry McDaniels, William Dannerly, J. L. Jamison, J. H. White, Barney Humphries, Æsop Goodson and Jno. A. Green.

Judiciary.—W. D. Wilkes, W. J. Whipper, S. M. Smart, S. J. Lee, D. R. Duncan, B. A. Bosemon, Jr., B. C. Evans, James N. Hayne, M. J. Hough, C. J. Andell, J. C. Sellers and J. E. Hagood.

State House and Grounds.—J. N. Hayne, Fortune Giles, Alfred Hart, H. T. Holmes, Syfax Milton, Sancho Sanders and Leonard Williams.

Incorporations.—W. H. Jones, Jr., B. F. Berry, Mitchell Goggins, William H. Reedish, A. P. Ford, S. Sanders, R. W. Cousart, Joseph D. Boston and Abraham Smith.

Roads, Bridges and Ferries.—P. J. O'Connell, Joel Allen, William E. Elliott, James Davis, Simeon Farr, Æsop Goodson, L. P. Guffin, J. H. White and J. L. Jamison.

Medical.—B. A. Bosemon, Jr., O. M. Doyle, R. M. Smith, J. L. Wofford, F. H. Frost, John Wilson and Edward Ferguson.

Public Buildings.—C. D. Hayne, Richard Bryan, Stanley S. Crittenden, David Harris, Jno. T. Henderson, A. Hudson, Samuel Jackson, S. J. Keith and E. M. Sumpter.

Penitentiary.—B. G. Yocom, T. A. Davis, A. L. Singleton, Hewlett Sullivan, N. Tarlton, J. W. Thomas, J. H. Wallace, R. W. Cousart and Joseph Crews.

Claims.—B. Byas, W. H. Gardner, B. H. Nerland, Joseph Crews, J. B. Dennis, W. W. Ramsay, O. R. Levy, B. G. Yocom, Simeon Farr, Jordan Lang, H. H. Ellison, S. M. Smart and H. H. Hunter.

Education.—F. H. Frost, H. H. Hunter, Hastings Gantt, W. H. Gardner, S. M. Smart, John A. Green, B. F. Berry, B. A. Bosemon, Jr., and P. P. Hedges.

Mr. C. D. HAYNE introduced the following Resolution, which was adopted :

Resolved, That the General Orders remaining on the Calendar of the House of Representatives at the close of the Regular Session of 1869 and 1870 be withdrawn from the files of the Clerk of the House, and referred to appropriate Committees.

Mr. LEVY gave notice that at some future day he will ask leave to introduce the following:

A Bill to amend and extend the charter of the Union Bank of South Carolina;

A Bill to amend and extend the charter of the Planters' and Mechanics' Bank of South Carolina;

A Bill to incorporate the South Carolina Savings' and Building Association, No. 2, of Charleston, S. C.;

A Bill to regulate the measurement of timber and lumber in the City of Charleston, S. C.

On motion of Mr. WHIPPER, at 1:05 P. M., the House took a recess for one hour.

RECESS.

The House re-assembled at 2:05 P. M.

The SPEAKER resumed the Chair.

On motion of Mr. BYAS, at 2:15 P. M., the House adjourned, to meet to-morrow at 12 M.

WEDNESDAY, NOVEMBER 30, 1870.

Pursuant to adjournment the House met at 12 M.

The SPEAKER took the Chair.

The roll was called and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed:

PETITIONS, RESOLUTIONS, &c.

Mr. GUFFIN introduced a Joint Resolution to appoint Trustees for the De La Howe Free School, of Abbeville County.

Read the first time and referred to Committee on Education.

Mr. WILKES, pursuant to notice and by leave, introduced

A Bill to repeal an Act entitled "An Act to repeal the usury laws of this State."

Read the first time and referred to the Committee on the Judiciary.

Mr. FERGUSON gave notice that he will, on to-morrow, or some subsequent day, introduce

A Bill to alter and amend the charter of the Town of Aiken.

Mr. HURLEY introduced a Joint Resolution authorizing the State Auditor to suspend proceedings in certain cases.

Read the first time and referred to the Committee on Ways and Means.

Mr. BRYAN gave notice that, on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to provide for the election of Justices of the Peace.

Mr. GREEN introduced a Joint Resolution to require County Commissioners to assume and pay Townships' debts.

Read the first time and referred to the Committee on Ways and Means.

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to incorporate the South Carolina Saving and Building Association No. 2.

Read the first time, and referred to the Committee on Incorporations.

Also,

A Bill to regulate the measurement and inspection of timber and lumber in the city of Charleston.

Read the first time, and referred to the Committee on Internal Improvements.

Also,

A Bill to amend and extend the charter of the Union Bank of South Carolina.

Read the first time, and referred to the Committee on Ways and Means.

Also,

A Bill to amend and extend the charter of the Planters' and Mechanics' Bank of South Carolina.

Read the first time, and referred to the Committee on Ways and Means.

Mr. BARKER, pursuant to notice, and by leave, introduced

A Bill to regulate the hours of labor in the cotton factories in this State.

Read the first time, and referred to the Committee on Internal Improvements.

Mr. J. W. THOMAS presented the presentment of the Grand Jury of Marlboro County for September, 1870.

Referred to the Committee on the Judiciary.

Mr. JAMISON gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

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Read the first time, and referred to the Committee on Internal Improvements.

Mr. J. W. THOMAS presented the presentment of the Grand Jury of Marlboro County for September, 1870.

Referred to the Committee on the Judiciary.

Mr. JAMISON gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to authorize County Commissioners to audit and pay township officers' accounts.

Mr. REEDISH presented the petition of F. W. Klaren, Administrator of the estate of D. Klepping, for grant of escheated property.

Referred to the Committee on the Judiciary.

Also, gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to vest the title of the State to a lot of land in the village of Orangeburg, of which Deidrich Klepping died seized, in the purchaser or purchasers who shall pay for the premises, under a sale made by a decree of the Probate Court of Charleston County, and to direct the application of the proceeds of sale.

Mr. GARDNER gave notice that he will to-morrow ask leave of the House to introduce

A Bill for the appointment of a State Geologist and Assistant.

Mr. MOBLEY gave notice that he will on to-morrow, or as soon thereafter as practicable, introduce

A Bill to prevent the breaking of the peace and quiet of the Sabbath by the firing of arms.

Mr. KINSLER presented a memorial of Gen. Arthur and others, in regard to State road.

Referred to the Committee on Roads, Bridges and Ferries.

Mr. SMART gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to hold responsible School Commissioners, as regards the qualifications of teachers of public schools.

Mr. O'CONNELL presented a notice contesting seats of M. J. Hough and B. C. Evans, members from Chesterfield County.

Referred to the Committee on Privileges and Elections.

Mr. YOCOM gave notice that he will on to-morrow, or as soon as practicable, introduce

A Bill to regulate the drawing of jurors.

Mr. GOODSON introduced the following resolution, which was adopted:

Resolved, That the Clerk of the House be instructed to furnish each member of the House of Representatives with a copy of the Rules of the House.

PAPERS FROM THE SENATE.

The Senate sent to the House

A Concurrent Resolution to authorize the Attorney-General to purchase a safe for his office.

On motion of Mr. C. D. HAYNE, the Resolution was referred to the Committee on Ways and Means.

Also,

A Concurrent Resolution to meet in Joint Assembly, December 3, 1870, to elect an Associate Justice of the Supreme Court and a Judge of the First Circuit, to fill the vacancy occasioned by the resignation of R. B. Carpenter.

On motion of Mr. WHIPPER, the Resolution was referred to the Committee on the Judiciary.

Mr. DOYLE introduced the following Resolution, which,

On motion of Mr. O'CONNELL, was referred to the Committee on the Judiciary :

Resolved, That the Judiciary Committee be instructed to report a Bill providing for the assessment and collection of taxes, in each County of the State, by one man, with a salary reasonable for the labor performed.

Mr. SINGLETON introduced the following Concurrent Resolution :

Resolved, by the House of Representatives, the Senate concurring, That the Chairmen of the Committees of Engrossed Bills of the Senate and House of Representatives be empowered and authorized to employ as many engrossing clerks as, in their opinion, may be necessary: Provided, Said clerks do not exceed nine.

Resolved, That said Chairmen superintend the engrossing and enrolling of all Bills and Acts.

Resolved, That the Sergeant-at-Arms be instructed to prepare a room in this building for said purpose—to be the engrossing room.

On motion of Mr. JONES, the further consideration of the Resolution was postponed until Monday, December 5.

Mr. BYAS introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That the Clerk of the House and the Clerk of the Senate are hereby authorized to appoint a sufficient number of Engrossing Clerks, and the Sergeant-at-Arms of both Houses are hereby required to prepare suitable rooms for the purpose.

On motion of Mr. LEE, the further consideration of the Resolution was postponed, and made the Special Order for Monday, December 5, at 1 P. M.

Mr. W. M. THOMAS gave notice that on to-morrow, or as soon thereafter as practicable, he will ask leave to introduce

A Bill to recharter the Cypress Swamp Company.

Also,

A Bill to charter the Walterboro and Branchville Railroad Company.

The SPEAKER announced the following changes in Standing Committees :

Medical Committee.—John A. Barker, *vice* F. H. Frost; T. R. Bass, *vice* E. Ferguson.

Committee on Claims.—B. F. Briggs, *vice* Jordan Lang.

Also, announced the appointment of the following :

STANDING COMMITTEES.

Public Printing—J. N. Hayne, J. B. Dennis, H. H. Hunter, B. A. Rosemon, Jr., and Barney Humphries.

Engrossed Bills.—James A. Bowley, B. Byas, N. B. Myers, Samuel B. Thompson and L. P. Guffin.

Legislative Library.—P. P. Hedges, Everidge Cain, J. B. Bascomb, Frank Adamson and Griffin C. Johnson.

Federal Relations.—S. B. Thompson, W. M. Thomas, David Kinsler, John T. Henderson and E. Ferguson.

Mines, Mining and Manufactures.—Edward Mickey, William Kennedy, Samuel Nuckles, W. E. Elliott, David Harris, D. R. Duncan, Timothy Hurley, Jordan Lang, James A. Bowley, Charles S. Kuh and Barney Humphries.

County Offices and Officers—Samuel J. Lee, Emil Nehemias, Edward Mickey, T. D. McDowell, Harry McDaniels, S. Smalls, T. N. Talbott, Geo. W. Taylor and Samuel Nuckles.

Agriculture—B. F. Briggs, F. A. Miles, William Perry, Hewlett Sullivan, Geo. T. Litchfield, Samuel Greene, Mitchell Goggins, J. E. Hagood and J. J. Hardy.

Ways and Means—W. J. Whipper, Timothy Hurley, B. A. Rosemon, Jr., Joseph Crews, P. J. O'Connell, Lawrence Cain, C. D. Hayne, J. L. Wofford, H. H. Hunter, Simeon Farr and J. J. Hardy.

Internal Improvements—Joseph Crews, David Harris, R. H. Humbert, James E. Dusenberry, Everidge Cain, J. B. Bascomb and Alfred Moore.

Railroads—Timothy Hurley, B. H. Nerland, A. L. Singleton, Joseph Crews, J. S. Mobley, H. C. Corwin, J. Pendergrass, John Wilson, W. H. Jones, Jr., J. B. Dennis, Barney Humphries and John W. Mead.

The following members obtained leave of absence :

M. J. Hough, for five days ;

A. Hudson, for five days.

COMMITTEE OF THE WHOLE.

On motion of Mr. SMART, at 1:20 P. M., the House resolved itself

into Committee of the Whole, on the state of political affairs in South Carolina.

Mr. J. N. HAYNE was called to the Chair.

After debate, participated in by Messrs. Smart, Boston, Mobley and Henderson,

On motion of Mr. HURLEY, it was

Resolved, That the Committee do now rise, report progress, and ask leave to sit again.

The SPEAKER resumed the Chair.

Mr. J. N. HAYNE, from the Committee of the Whole, reported progress, and asked leave to sit again.

The report was received as information.

On motion of Mr. HURLEY, at 2:30 P. M., the House adjourned, to meet to-morrow at 12 M.

THURSDAY, DECEMBER 1, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES gave notice that on to-morrow, or some subsequent day, he will ask leave of the House to introduce

A Bill to regulate the right of traverse.

Mr. WILSON gave notice that he will on to-morrow, or as soon thereafter as practicable, ask leave of the House to introduce

A Bill supplementary to an Act entitled "An Act to authorize administrators, executors and other fiduciaries to sell certain evidences of indebtedness at public sale, and to compromise in certain cases," approved January 14, 1870.

Mr. S. GREENE introduced

A Joint Resolution directing that the fund known as "The Canby School Fund," remaining in the hands of County Treasurers be appropriated to the free school fund.

The Resolution was read the first time, and referred to the Committees on Ways and Means and Education jointly.

Mr. LEVY gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill for the appointment of a General Inspector of Bridges and Trestle-works in the State of South Carolina.

Also,

A Bill to amend and otherwise alter the present free school system of South Carolina.

Mr. HUNTER gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to define and regulate the hours of labor throughout the State.

Also,

A Bill to authorize the Attorney-General to purchase for the State a manuscript compilation of the penal statutes of the State, prepared by E. B. Seabrook, of the Charleston bar.

Also, introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That a Joint Committee, consisting of five members of the House and — members of the Senate, be appointed to wait upon His Excellency the Governor, for the purpose of conferring with him on such measures as he shall judge necessary or expedient to recommend to the consideration of the General Assembly.

Mr. LOGAN gave notice that on to-morrow, or as soon thereafter as practicable, he will ask leave to introduce

A Bill to regulate the system of labor throughout the State, and for other purposes

Mr. HEDGES gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill for the incorporation of the village of Wrightsville, Edisto Island, Charleston County, S. C.

Also,

A Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools for the State of South Carolina."

Also,

A Bill creating the office of a State Civil Engineer, for the inspection of railroads, bridges and trestle-works on all public roads.

Also,

A Bill to reduce the first and second class passenger fares on all railroads within the State to three cents per mile first-class fare, and two cents per mile second class fare.

Mr. A. SMITH introduced the following Resolution, which was adopted :

Resolved, That a Standing Committee of seven be appointed, to be known as the "Labor Committee."

Mr WARLEY gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to incorporate the town of Manning.

Mr. L. CAIN gave notice that on to-morrow, or soon thereafter, he will ask leave of the House to introduce

A Bill to authorize the Clerks of the Courts of Common Pleas to take testimony in certain cases.

Mr. LEE introduced the following Preamble and Concurrent Resolution :

Whereas a large number of citizens of this State have been arrested for illegal voting at the late election, and prosecutions are now pending in the United States District Court, sitting in Columbia, most or all of whom are in indigent circumstances, and utterly unable, for want of means, to make a proper defense to said accusations; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That His Excellency the Governor be requested to engage professional services for said parties, and pay for the same out of his contingent fund.

Mr. GOODSON moved that the further consideration of the Resolution be indefinitely postponed.

Mr. SIMONS moved to lay the whole matter on the table.

On this, Mr. LEE called for the yeas and nays, which were taken, and are as follows :

Yeas, 92; nays, 7. Agreed to.

Those who voted in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Allen, Andell, Barker, Bascomb, Bass, Berry, Bosemon, Boston, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Crittenden, Dannerly, Dennis, Derrick, Doyle, Duncan, Dusenberry, Elliott, Ellison, Evans, Farr, Ferguson, Ford, Gantt, Gardner, Garey, Giles, Glover, Goodson, Goggins, S. Greene, Hagood, Hardy, Hart, C. D. Hayne, J. N. Hayne, Humbert,

Humphries, Hunter, Hurley, Jackson, Jervay, Keith, Kinsler, Kuh, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, McDaniels, T. D. McDowell, Mead, Miles, Mobley, Moore, Mickey, Nehemias, Nerland, Nuckles, Perry, Ramsay, Reedish, Saunders, Sellers, Shanklin, Simons, Singleton, Smalls, R. M. Smith, Sullivan, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes, Williams, Wilson and Wofford.—92.

Those who voted in the negative are :

Messrs. Bowley, Crews, J. Davis, Kennedy, Lee, W. J. McDowell and Rivers.—7.

Mr. MOBLEY moved a reconsideration of the vote just taken.

Mr. WHIPPER moved to lay the motion on the table. Agreed to.

Mr. L. CAIN introduced the following Resolution, which was adopted :

Resolved, That the action of the House, whereby the Concurrent Resolution offered by Mr. Singleton, member from Sumter County, providing for the appointment of Engrossing Clerks, was postponed until Monday, December 5th, be rescinded.

Mr. SMART, pursuant to notice, and by leave, introduced

A Bill to incorporate the Moses Guards, of Ridgeway, Fairfield County, S. C.

Read the first time, and referred to the Committee on Military Affairs.

Mr. CRITTENDEN introduced the following Resolution :

Resolved, That the Judiciary Committee be instructed to report a Bill reducing the salaries of County School Commissioners and the pay of County Commissioners to a sum commensurate with the duties they perform.

On motion of Mr. SMART, the Resolution was referred to the Committee on the Judiciary.

Mr. WILLIAMS gave notice that he will on to-morrow, or some future day, ask leave to introduce

A Bill to renew the charter of Fairview Church, in the County of Greenville.

Mr. COUSART gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to amend the charter of the village of Lancaster.

Mr. CREWS introduced the following Resolution, which was adopted :

Resolved, That a Committee of five be appointed by the Speaker to inquire into, and make full examination of, all matters pertaining to the proper discharge of the official conduct of Hon. T. O. P. Vernon, Circuit Judge of the State of South Carolina in and for the Seventh Cir-

cuit, and B. S. Jones, Sheriff of Laurens County, and for said purposes are authorized and empowered to send for persons and papers ; and said Committee are further authorized to report by resolution, or otherwise.

Mr. SELLERS gave notice that on to-morrow, or some convenient day thereafter, he will introduce

A Bill to apportion members of the House of Representatives among the several Counties according to the number of inhabitants contained in each.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to vest the title of the State to a lot of land in the village of Orangeburg, of which Deidrich Klepping died seized, in the purchaser or purchasers who shall pay for the premises, under a sale made by a decree of the Probate Court of Charleston County, and to direct the application of the proceeds of sale.

Read the first time, and referred to the Committee on the Judiciary.

Also, gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to renew the charter of the Orangeburg Presbyterian Church Society.

Mr. THOMPSON presented the petition of S. P. Gaige and others, teachers of free schools in Richland County, praying that their salaries be paid in full.

Referred to the Committees on Education and Ways and Means jointly.

Mr. GARDNER, pursuant to notice, and by leave, introduced

A Bill to provide for the appointment of a State Geologist and an assistant.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Mr. SINGLETON gave notice that he will on to-morrow, or as soon thereafter as practicable, ask leave of the House to introduce

A Bill to renew and amend the charter of the town of Sumter.

Mr. RAMSAY gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill compelling all farmers to have a lawful fence around their respective farms, to prevent damaging of cattle.

Mr. MOBLEY gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill entitled "A Bill to amend an Act entitled 'An Act to define the criminal jurisdiction of Trial Justices,'" passed March 1, 1870.

Mr. WHIPPER presented the memorial of Javan Bryant, in the mat-

ter of the election for members of the House of Representatives from Spartanburg County.

Referred to the Committee on Privileges and Elections.

Mr. L. CAIN moved to take up a Concurrent Resolution for employment of Engrossing Clerks. Agreed to.

The Resolution was adopted, and ordered to be sent to the Senate.

The SPEAKER presented the account of G. G. Newton, for painting signs for Committee Rooms.

Referred to the Committee on Contingent Accounts.

Mr. Talbott obtained leave of absence for four days.

On motion of Mr. WILKES, at 2:15 P. M., the House adjourned, to meet to-morrow at 12 M.

— — — — —

FRIDAY, DECEMBER 2, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES presented an extract from the presentment of the Grand Jury of Anderson County, for September Term, 1870.

Referred to the Committee on the Judiciary.

Mr. ELLIOTT gave notice that on to-morrow, or as soon thereafter as practicable, he will ask leave to introduce

A Bill to establish a school-ship in the harbor of Charleston, S. C.

Mr. HUNTER, pursuant to notice, and by leave, introduced

A Bill to determine the number of hours which shall constitute a day's labor, for all laborers, workmen and mechanics employed by the State.

Read the first time, and referred to the Committee on Labor.

Mr. HURLEY, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to regulate the formation of corporations," approved December 10, 1869.

Read the first time, and referred to the Committee on Incorporations.

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to authorize the purchase for the State of a manuscript compilation of the penal statutes of the State, made by E. B. Seabrook, Esq., of the Charleston Bar.

Read the first time, and referred to the Committee on the Judiciary.

Mr. BRYAN, pursuant to notice, and by leave, introduced

A Bill to provide for the election of Justices of the Peace.

Read the first time, and referred to the Committee on the Judiciary.

Mr. HEDGES gave notice that he will, on to-morrow, or some subsequent day, introduce

A Bill to incorporate the Hedges Light Guard, of Edisto Island, South Carolina.

Mr. LEE introduced the following Resolution, which was adopted :

Resolved, That a Committee of seven be appointed by the Speaker, on the Removal of Political Disabilities. Said Committee to be a Standing Committee of the House.

Mr. BARKER gave notice that he will on to-morrow or some subsequent day, ask leave to introduce

A Bill to punish the carrying of arms, concealed or unconcealed, to places of public worship on the Sabbath day.

Mr. DUSENBERRY introduced the following Preamble and Resolution :

Whereas, in view of the increasing public debt and the exhausted state of the Treasury, we deem it highly necessary that some measure should be taken to curtail the needless expenses, and lighten the burthen of taxation ; therefore, be it

Resolved, That the Committee on the Judiciary be instructed to inquire into the amount of services required of all the salaried officers of the State, including the members of both Houses of the General Assembly, and to report by Bill, fixing a reasonable compensation for the amount of services rendered.

On motion of Mr. BYAS, the Preamble and Resolution were referred to the Committee on Ways and Means.

Mr. GAREY gave notice that, on to-morrow, or as soon thereafter as practicable, he will ask leave to introduce

A Bill to regulate contracts of farm laborers of this State.

Mr. LEVY gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to repeal so much of the Act of 1839 as prohibits Clerks of the Courts from practicing law in the various Courts of the State.

Mr. COUSART presented the claim of J. B. Cousart, Ex-Sheriff of Lancaster County, for *nulla bona* executions.

Referred to the Committee on Claims.

Mr. BOSTON introduced the following Preamble and Resolutions :

Whereas, information of the death of Mr. Wade Perrin, a member elect of this House from the County of Laurens, by the hands of an assassin, has been received by this House ; therefore, be it

Resolved, That in the demise of Mr. Wade Perrin, this House has lost a faithful, zealous and useful member.

Resolved, That this House feels called upon to vindicate the law, and give security to life by using all the means in its power, consistent with justice and law, in having his murderers brought to justice.

Resolved, That the members of this House, in respect to his memory, wear the usual badge of mourning for thirty days.

On motion of Mr. WHIPPER, a Special Committee was appointed, to whom the Preamble and Resolutions were referred.

The SPEAKER appointed as the Committee Messrs. Whipper, Boston, Harris, Johnson and Wilkes.

Mr. HENDERSON introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That a Joint Committee, consisting of five members of the House, and ——— members of the Senate, be appointed to investigate the claims of public school teachers, and report the same to the General Assembly.

Mr. JAMISON gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to authorize the Commissioners of Orangeburg to construct and build a bridge across the north fork of the Edisto River, in that County, and to mark out and establish a road therefrom to Branchville Depot.

Mr. REEDISH presented the claim of W. R. Treadwell, ex-Magistrate of Orangeburg County.

Referred to the Committee on Claims.

Mr. WALLACE gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to compel the School Commissioners to establish school houses in the various districts of their Counties, where the Trustees have failed to do so, under the provisions contained in the 40th Section of the School Act, passed at the regular session of 1869-70.

Mr. BYAS introduced the following Resolution, which was adopted :

Resolved, That all papers on file with the Clerk of the House from the Committee on Claims of the regular session of 1869-70, be turned over to the present Committee on Claims.

Mr. HAGOOD gave notice that he will on to-morrow, or some future day, ask leave to introduce

A Bill to recharter the Pumpkintown Turnpike Road, in Pickens County.

Mr. SIMONS introduced the following Resolution, which was adopted :

Resolved, That when this House adjourns, it stand adjourned to Monday next.

Mr. GOODSON gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill regulating the per centage on the sales of various commodities, and preventing extortion by retail dealers in the sales of merchandise.

Mr. SINGLETON gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to authorize cities, towns and incorporated villages to levy a tax for common school purposes.

Mr. MOBLEY, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870.

Read the first time, and referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 7.

IN THE SENATE, COLUMBIA, S. C., December 2, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body, that a Concurrent Resolution from your House for the appointment of a Joint Committee to confer with the Governor as to measures for legislation, has been laid on the table in the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,

President of the Senate.

The SPEAKER presented accounts of W. B. Stanley George Symmers, and A. Palmer, for sundries furnished the Committee Rooms.

Referred to the Committee on Contingent Accounts.

On motion of Mr. BYAS, at 1 P. M., the House adjourned, to meet on Monday next, at 12 M.

MONDAY, DECEMBER 5, 1870.

MONDAY, DECEMBER 5, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Friday, December 2, was read and confirmed.

Pending the reading of the Journal, Mr. BYAS rose and stated that he noticed the reference of certain papers to a Committee on Contingent Accounts, and he desired to make a point of order, that the appointment of such a Committee was informal.

The point of order was sustained.

The SPEAKER stated that he would therefore, of necessity, re-organize the Committee on Claims.

REPORTS FROM COMMITTEES.

Mr. WHIPPER, from the Committee on the Judiciary, to whom was referred a Senate Concurrent Resolution, that both Houses meet in Joint Assembly on December 3, to go into an election for an Associate Justice of the Supreme Court, and, also, a Judge of the First Circuit, reported back the same, and recommended an amendment by striking out the words "December 3," and inserting in lieu thereof the words "December 10, at 1 P. M."

On motion of Mr. THOMPSON, the recommendation contained in the Report was adopted.

The Resolution, as amended, was ordered to be returned to the Senate. Also,

Reported favorably on a Bill to vest the title of the State to a lot of land in the village of Orangeburg, of which Diedrich Klepping died seized, in the purchaser or purchasers who shall pay for the premises under a sale made by a decree of the Probate Court of Charleston County, and to direct the application of the proceeds of the sale.

Ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. SAMUEL GREENE introduced the following Resolution, which was adopted:

Resolved, That when this House adjourns, it adjourn to meet to-morrow at 11 o'clock A. M.

Mr. BOSEMON gave notice that he will on to-morrow, or as soon thereafter as practicable, introduce

A Bill to amend the charter of the City of Charleston.

Mr. DAVIS gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina."

Mr. DENNIS introduced a Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HURLEY, pursuant to notice, and by leave, introduced

A Bill to incorporate the Charleston Water Company, in the City of Charleston, State of South Carolina.

Read the first time, and referred to the Committee on Incorporations.

Mr. HEDGES, pursuant to notice, and by leave, introduced

A Bill to incorporate the Town of Wrightsville.

Read the first time, and referred to the Committee on Incorporations.

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to repeal so much of the Act of 1839 which prohibits Clerks of Courts from practicing in law and equity in the various Courts of this State.

Read the first time, and referred to the Committee on the Judiciary.

Mr. BRYAN gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to charter Strawberry Ferry across the Western Branch of Cooper River, in Charleston County.

Mr. A. SMITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to provide for the care of the poor.

Mr. MADDOCKS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill for the enforcement of the fence law.

Mr. WARLEY, pursuant to notice, and by leave, introduced

A Bill to incorporate the town of Manning.

Read the first time, and referred to the Committee on Incorporations.

Mr. LEE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend an Act entitled "An Act to fix the salary and regulate the pay of certain officers, and for other purposes."

Mr. L. CAIN, pursuant to notice, and by leave, introduced

A Bill to authorize Clerks of Courts of Common Pleas to take testimony in certain cases.

Read the first time, and referred to the Committee on the Judiciary.

Mr. SMART introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate.

Resolved by the House of Representatives, the Senate concurring, That the Attorney-General be, and he is hereby, authorized to call to his assistance two Solicitors to assist the General Assembly in the preparation of Legislative papers and documents for the present session.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to rebuild the bridge over the Congaree River, opposite the city of Columbia.

Also, introduced a Joint Resolution to provide for the adjustment of the Fire Loan Debt, so called.

Read the first time, and referred to the Committee on Ways and Means.

Mr. SELLERS presented the claim of J. T. Dubois, Jailer of Marion County, for services rendered.

Referred to the Committee on Claims.

Mr. HENDERSON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to alter and amend an Act entitled "An Act providing for the next general election, and the manner of conducting the same."

Mr. DOYLE introduced the following Resolution, which was adopted:

Resolved, That the Clerk of the House of Representatives be instructed to furnish the Senate with the Journals of this House, daily.

Mr. JAMISON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize the County Commissioners of Orangeburg County to open a public road from Butler's Mill, on the Belville Road, to the Monck's Corner Road.

Mr. SIMONS gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the city of Columbia," approved on the 26th day of February, 1870.

Mr. DUNCAN gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to renew and amend the charter of the town of Spartanburg.

Mr. MOBLEY gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to muster the Militia into active service in the place of the State Constabulary;

Also,

A Bill to repeal an Act entitled "An Act to establish a State Police," approved August 22, 1868.

Also, pursuant to notice, and by leave, introduced

A Bill to punish and prevent the breaking of the peace and quiet of the Sabbath by the firing of guns or other arms.

Read the first time, and referred to the Committee on the Judiciary.

Mr. FARR introduced the following Resolution, which was adopted :

Resolved, That the per diem and mileage, to which Hon. Wade Perrin would have been entitled had he taken his seat, be paid to his widow, and that the Speaker and Clerk of the House be, and they are hereby, instructed to issue a pay certificate to her, at the same time that pay certificates are issued to members.

Mr. FROST introduced the following Preamble and Resolution, which was adopted :

Whereas, the State of South Carolina has an important department, known as the Land Commission, and has, through its operations, invested largely in land; and whereas, there is no Standing Committee of this body to whom matters specially pertaining thereto can be referred; therefore, be it

Resolved, That a Committee of seven, to be known as the Committee on Public Lands, be added to the Standing Committees of the House of Representatives.

Mr. LEE presented the petition of John S. Simmons, J. S. Johnson and James Holmes, praying that a balance of \$656.60, due them for services as teachers in common schools, Edgefield County, be paid.

Referred to the Committee on Claims.

Mr. WHIPPER introduced a Joint Resolution to authorize the State Librarian to purchase certain volumes of State Reports.

Read the first time, and referred to the Committee on the Judiciary.

Also, introduced the following Resolution, which, on motion of Mr. MOBLEY, was laid on the table :

Resolved, That Rule 19 of the House, relative to the appointment of Standing Committees, be hereafter enforced.

Mr. GAITHER gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to prevent and punish vagrancy.

Mr. HURLEY presented a petition of the Board of Trade of the city of Charleston, against the passage of a Bill to repeal an Act enti-

tled "An Act to repeal the usury laws of the State," approved December 18, 1866.

Referred to the Committee on Ways and Means.

Also, gave notice that on to-morrow, or some future day, he will ask leave to introduce

A Bill to charter the United States Manufacturing Company, of the city of Columbia;

Also,

A Bill to charter the American Cotton and Woolen Company of South Carolina;

Also,

A Bill to charter the South Carolina Land and Improvement Company;

Also,

A Bill to authorize the City of Charleston to issue policies of Insurance.

Mr. BOWLEY introduced a Joint Resolution authorizing the Legislative Librarian to cause to be prepared an index to Volume 14 of the Statutes of this State.

Read the first time, and referred to the Committee on Legislative Library.

At the hour of 1 P. M. the House proceeded to the consideration of the

SPECIAL ORDER.

Concurrent Resolution (by Mr. Byas) to authorize the Clerks of the House and Senate to employ Engrossing Clerks.

On motion of Mr. HENDERSON, the Concurrent Resolution was laid on the table.

Mr. MOBLEY introduced the following Resolution, which,

On motion of Mr. MYERS, was laid on the table:

Resolved, That all Standing Committees be hereby empowered to employ one clerk. Compensation for such clerks shall be the same as Engrossing Clerks.

Mr. BOWLEY moved that the vote, whereby a Resolution (by Mr. Whipper) that Rule 19 of the House be hereafter enforced was laid on the table, be reconsidered. Not agreed to.

Mr. HURLEY introduced the following Resolution:

Resolved, That a Standing Committee of seven, to be known as Committee on Contingent Accounts, be appointed.

Mr. JONES moved to postpone the consideration of the Resolution until Wednesday next, at 1 P. M.

Mr. HURLEY moved to postpone the further consideration of the Resolution until Thursday, December 8, at 1 P. M. Agreed to.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR No. 2.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, December 5, 1870.

HON. F. J. MOSES, JR., *Speaker of the House of Representatives.*

SIR: I respectfully submit a supplementary report of the Auditor of State in reference to the salaries of the County Treasurers, and take leave to express my full concurrence in the views expressed by him.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

EXECUTIVE DEPARTMENT,

OFFICE OF AUDITOR OF STATE,

COLUMBIA, S. C., December 1, 1870.

To His Excellency R. K. SCOTT, Governor of South Carolina.

GOVERNOR: When referring to the pay of Assessors in my Annual Report, I neglected to call attention also to the pay of County Treasurers. In most of the Counties the pay of the Treasurers is entirely too large for the work or the responsibilities of the office.

In the "Act to fix the salaries and regulate the pay of certain officers," passed the 26th day of September, 1868, it is enacted "that the County Treasurers shall each receive the commissions heretofore provided by law for Tax Collectors: Provided, The same shall not exceed two thousand five hundred dollars per annum."

In my opinion Charleston County is the only County in which this compensation is not too large.

I would earnestly recommend to the Legislature such action as will fix the maximum compensation of County Treasurers, with the exception of Charleston County, at fifteen hundred dollars per annum.

While the pecuniary responsibility of the Treasurer is greater than that of the Auditor, the actual labor performed and time occupied by the former is not nearly so great as in the case of the latter officer, and for such services the Auditor, except in Charleston County, receives one thousand dollars per annum. This is a sufficient compensation, it is true, but still much less, proportionately, than is paid to the County Treasurer,

TUESDAY, DECEMBER 6, 1870.

which furnishes an additional reason why the pay of the latter should be reduced.

Very respectfully,

Your obedient servant,

(Signed)

REUBEN TOMLINSON,
State Auditor.

Referred to the Committee on Ways and Means.

On motion of Mr. JERVEY, at 2 P. M., the House adjourned to meet to-morrow at 11 A. M.

TUESDAY, DECEMBER 6, 1870.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. M. THOMAS.

The Journal of the previous day was read and confirmed.

PETITIONS, RESOLUTIONS, &c.

Mr. LEVY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to renew the charter of the town of Williston, in Barnwell County.

Mr. MICKEY gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to increase the pay of jurors to three dollars per day ;

Also,

A Bill to authorize and require the County Commissioners of Charleston to assess twenty thousand dollars taxes in addition to the present tax levy for said County.

Mr. LEE gave notice that he will on to-morrow, or as soon thereafter as practicable, introduce

A Bill empowering the Boards of County Commissioners to levy a tax in their respective Counties for the purpose of building school-houses therein.

Also, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to fix the salary and regulate the pay of certain officers, and for other purposes."

Read the first time, and referred to the Committee on Ways and Means.

Mr. WILLIAMS presented the account of W. T. Bates, for building school-house, and James H. Ashmore, for furnishing lumber for school-house, in Greenville County.

Referred to the Committee on Claims.

Mr. HENDERSON, pursuant to notice, and by leave, introduced

A Bill to alter and amend an Act entitled "An Act providing for the next general election, and the manner of conducting the same," approved March 1, 1870.

Read the first time, and referred to the Committee on Privileges and Elections.

Mr. DOYLE presented the petition of certain persons in Oconee County, asking aid in the payment of school accounts.

Referred to the Committee on Education.

Mr. SIMONS presented a memorial of the Trustees of the Columbia Female College, asking to be relieved of taxation.

Referred to the Committee on Ways and Means.

Mr. RAMSAY, pursuant to notice, and by leave, introduced

A Bill to provide for the erection of sufficient fences, and keeping same in repair.

Read the first time, and referred to the Committee on Agriculture.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 8.

IN THE SENATE, COLUMBIA, S. C., December 6, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that they concur in the amendment of your House to Senate Concurrent Resolution to meet in Joint Assembly to elect an Associate Justice of the Supreme Court, and Judge of the First Circuit, by striking out "3d," and inserting "10th," so as to read "10th day of December, 1870, at 1 P. M."

Very respectfully,

(Signed)

A. J. RANSIER, President of the Senate.

Also, returned, with concurrence, a Resolution authorizing the Attorney-General to summon two Solicitors to aid in preparation of papers during the session of the General Assembly.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to vest the title of the State to a lot of land in the village of Orangeburg, of which Deidrich Klepping died seized, in the purchaser or purchasers who shall pay for the premises, under a sale made by a decree of the Probate Court of Charleston County, and to direct the application of the proceeds of sale, was taken up.

The Bill was put upon its second reading.

On motion of Mr. JONES, the further consideration of the Bill was postponed, and made the Special Order for Thursday, December 8, at 2 P. M.

A Concurrent Resolution to instruct the Comptroller-General to take out policy of insurance on furniture, &c., in the Capitol building, was taken up.

On motion of Mr. BYAS, the further consideration of the Resolution was postponed until Monday, December 12, 1870.

Mr. THOMPSON presented the account of N. E. Edwards, School Commissioner, Richland County, for services rendered.

Referred to the Committee on Education.

Mr. LEE introduced the following Resolution :

Resolved, That no person not a member of the House be allowed to come among the seats of the members.

Mr. W. M. THOMAS moved to indefinitely postpone the consideration of the Resolution.

On motion of Mr. THOMPSON, the whole matter was laid on the table.

At the hour of 12 M., the House proceeded to the consideration of the

SPECIAL ORDER.

Election of United States Senator, for the term of six years, commencing March 4, 1871.

The SPEAKER stated that, in accordance with the United States Statutes, the Senate and House of Representatives will vote separately to-day, for election of United States Senator. If a candidate receives a majority in the Senate and House of Representatives, he will be declared elected. If it should occur that no candidate receives a majority in the Senate and House of Representatives, the two Houses will to-morrow meet in Joint Assembly to elect.

The SPEAKER announced that nominations were in order.

Mr. SMART nominated Hon. F. L. Cardozo.

Mr. THOMPSON nominated Hon. T. J. Robertson.

Mr. W. M. THOMAS nominated Col. M. R. Delaney.

Mr. BRYAN nominated Hon. F. J. Moses, Sr.

Mr. ALLEN nominated Hon. M. C. Butler.

The House then proceeded to vote, *viva voce*, with the following result on the

FIRST BALLOT.

Those who voted for Hon. T. J. Robertson are :

Messrs. Bascomb, Bosemon, James Davis, T. A. Davis, Elliott, Ford, Gantt, Glover, Goodson, S. Greene, Guffin, Hardy, Harris, Hart, Hedges, Humbert, Hunter, Jervey, Johnson, Keith, Kennedy, Lang, Lloyd, Logan, Maddocks, McDaniels, Mead, Mickey, Myers, Nehemias, Simons, Small, A. Smith, Tarlton, J. W. Thomas, Thompson and White.—37.

Those who voted for Hon. F. J. Moses, Sr., are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Berry, Briggs, Bryan, Cousart, Crews, Dannerly, Dennis, Ferguson, Frost, Gaither, Gardner, Garey, Giles, C. D. Hayne, Humphries, Jamison, Lee, Levy, Mobley, Moore, O'Connell, Pendergrass, Reedish, Rivers, Saunders, Singleton, Sumpter, Wallace Whipper and Wilkes.—31.

Those who voted for Hon. F. L. Cardozo are :

Messrs. Adamson, Andell, Barker, Boston, L. Cain, E. Cain, Corwin, Ellison, Farr, Goggins, J. A. Greene, J. N. Hayne, Henderson, Hudson, Jones, Kuh, T. D. McDowell, W. J. McDowell, Milton, Nuckles, Perry, Ramsay, Smart, Talbott, Warley and Yocom.—26.

Those who voted for Hon. M. C. Butler are :

Messrs. Allen, Bass, Crittenden, Derrick, Doyle, Duncan, Dusenberry, Evans, Hagood, Hough, Kinsler, Litchfield, Lyle, Miles, Sellers, Shanklin, R. M. Smith, Sullivan, Taylor, Williams, Wilson and Wofford.—22.

Those who voted for Col. M. R. Delaney are :

Messrs. Bowley, Byas, Jackson and W. M. Thomas.—4.

Those who voted for Hon. D. H. Chamberlain are :

Messrs. Hurley and Nerland.—2.

RECAPITULATION.

Hon. T. J. Robertson received.....	37
“ F. J. Moses, Sr., received.....	31
“ F. L. Cardozo received.....	26
“ M. C. Butler received.....	22
Col. M. R. Delaney received.....	4
Hon. D. H. Chamberlain received.....	2
Whole number of votes given.....	122
Necessary to a choice.....	62

The SPEAKER announced that no candidate having received a majority of the whole number of votes given, there was no election.

The House then proceeded to vote *viva voce*, with the following result on the

SECOND BALLOT.

Those who voted for Hon. T. J. Robertson are;

Messrs. Andell, Bascomb, Bosemon, James Davis, T. A. Davis, Elliott, Ford, Gantt, Glover, Goodson, Samuel Greene, Guffin, Hardy, Harris, Hart, Hedges, Humbert, Hunter, Jervey, Johnson, Keith, Kennedy, Lang, Levy, Lloyd, Logan, Maddocks, McDaniels, W. J. McDowell, Mead, Mickey, Myers, Nehemias, Simons, Small, A. Smith, Tarlton, J. W. Thomas, Thompson and White.—40.

Those who voted for Hon. F. J. Moses, Sr., are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Barker, Berry, Briggs, Bryan, Cousart, Crews, Dannerly, Dennis, Ferguson, Frost, Gaither, Gardner, Garey, Giles, John A. Green, C. D. Hayne, Humphries, Jamison, Lee, Mobley, Moore, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Singleton, Sumpter, Wallace, Whipper and Wilkes.—34.

Those who voted for Hon. F. L. Cardozo are:

Messrs. Adamson, Boston, L. Cain, E. Cain, Corwin, Ellison, Farr, Goggins, J. N. Hayne, Henderson, Hudson, Jackson, Jones, Kuh, T. D. McDowell, Milton, Nuckles, Perry, Smart, Talbott, Warley and Yocom.—22.

Those who voted for Hon. M. C. Butler are:

Messrs. Allen, Bass, Crittenden, Derrick, Doyle, Duncan, Dusenberry, Evans, Hagood, Hough, Kinsler, Litchfield, Lyle, Miles, Sellers, Shanklin, R. M. Smith, Sullivan, Taylor, Williams, Wilson and Wofford.—22.

Those who voted for Col. M. R. Delaney are:

Messrs. Bowley, Byas and W. M. Thomas.—3.

Mr. Hurley voted for Hon. D. H. Chamberlain.—1.

RECAPITULATION

Hon. T. J. Robertson received.....	40
“ F. J. Moses, Sr. received.....	34
“ F. L. Cardozo received.....	22
“ M. C. Butler received.....	22
Col. M. R. Delaney received.....	3
Hon. D. H. Chamberlain received.....	1
<hr/>	
Whole number of votes given.....	122
Necessary to a choice.....	62

The SPEAKER announced that no candidate having received a majority of the whole number of votes given, there was no election.

Whereupon, at 1:15 P. M., on motion of Mr. JONES, the House took a recess until to-morrow at 11 A. M.

WEDNESDAY, DECEMBER 7, 1870.

RECESS.

The House re-assembled at 11 A. M.

The SPEAKER resumed the Chair.

On motion of Mr. THOMPSON, a call of the House was ordered, and 90 members answered to their names.

On motion of Mr. GOODSON, the further call was dispensed with.

Prayer by Rev. W. D. Harris, Chaplain.

On motion of Mr. DOYLE, a call of Counties was ordered.

PETITIONS, RESOLUTIONS, &c.

Mr. WILSON, pursuant to notice, and by leave, introduced

A Bill supplementary to an Act entitled "An Act to authorize Administrators, Executors, and other fiduciaries to sell certain evidences of indebtedness at public sale, and to compromise in certain cases.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WILKES, pursuant to notice, and by leave, introduced

A Bill to regulate the right of traverse.

Read the first time, and referred to the Committee on the Judiciary.

Mr. MYERS gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to repeal an Act to amend an Act entitled "An Act providing for the assessment and taxation of property," approved December 16, 1869.

Mr. LEVY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to charter the Palmetto Gas Company, in the city of Charleston, S. C.

Mr. HEDGES, pursuant to notice, and by leave, introduced

A Bill to incorporate the Hedges Light Guard, of Charleston, S. C.
Read the first time, and referred to the Committee on Military Affairs.

Also, pursuant to notice, and by leave, introduced

A Bill to make appropriation for the deficiency in the school fund.

Read the first time, and referred to the Committee on Education.

Mr. SMART introduced the following Preamble and Concurrent Resolution, which was,

On motion of Mr. GOODSON, referred to the Committee on the Judiciary:

Whereas a Concurrent Resolution was passed on the 5th day of December, 1870, authorizing the Attorney-General to summon to his assistance two Solicitors, to assist in drawing Bills for this General Assembly; and whereas it has since been ascertained that two are not sufficient; therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That an additional Solicitor be added to the number.

Mr. LITCHFIELD introduced a Joint Resolution authorizing and requiring the County Commissioners of Horry County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. DERRICK presented the petition of citizens of Lexington County for the opening of a certain road.

Referred to the Committee on Roads, Bridges and Ferries.

Mr. HAGOOD, pursuant to notice, and by leave, introduced

A Bill to re-charter the Pumpkintown Turnpike Road, in Pickens County.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. MYERS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend so much of the existing laws as relates to the appeal from the Courts of Trial Justices, Justices of the Peace and Magistrates.

Mr. KUH presented the petition of citizens of Beaufort County to authorize the County Commissioners to levy a special tax for the payment of township debts.

Referred to the Committee on Ways and Means.

On motion of Mr. BERRY, the Rule requiring one day's previous notice to be given of the introduction of Bills was suspended for five minutes.

Mr. BERRY, by leave, introduced

A Bill to extend the time for officers to qualify.

Read the first time, and referred to the Committee on County Offices and officers.

Mr. SMART, by leave, introduced

A Bill declaring a tract of land, consisting of one hundred acres, in Fairfield County, as escheated to the State, and vest the title to the same in the Trustees of Ridgeway Academy.

Read the first time, and referred to the Committees on the Judiciary and Education, jointly.

SPECIAL ORDER FOR 12 M.

Joint Assembly to read so much of the Journals of the Senate and House of Representatives of Tuesday, December 6, 1870, as relates to the vote in each House for the election of a person to represent the State of South Carolina in the Senate of the United States for the term of six years, commencing March 4, 1871, in accordance with the requirements of "An Act to regulate the time and manner of holding elections for Senators in Congress." United States Statutes, Volume XIV, page 243.

The Sergeant-at-Arms announced the Honorable Senate of South Carolina.

JOINT ASSEMBLY

The President of the Senate, Hon. A. J. RANSIER, took the Chair.

The Clerks of the Senate and House of Representatives read so much of the Journals of the respective Houses of December 6, as related to the votes given for United States Senator to represent the State of South Carolina for six years, commencing March 4, 1871, when the following result appeared :

SENATE.

Hon. T. J. Robertson received.....	8
“ M. C. Butler.....	7
“ F. L. Cardozo.....	6
“ D. H. Chamberlain.....	4
“ C. W. Montgomery.....	1
“ F. J. Moses, Sr.....	1
“ C. P. Leslie.....	1
<hr/>	
Whole number of votes given.....	28
Necessary to a choice.....	15

HOUSE OF REPRESENTATIVES.

Hon. T. J. Robertson received.....	40
Hon. F. J. Moses, Sr.....	34
Hon. F. L. Cardozo.....	22
Hon. M. C. Butler.....	22
Col. M. R. Delaney.....	3
Hon. D. H. Chamberlain.....	1
<hr/>	
Whole number of votes given.....	122
Necessary to a choice.....	62

The PRESIDENT announced that no candidate having received a majority of the whole number of votes given, there was no election.

The PRESIDENT announced that nominations were in order.

Mr. WHITTEMORE nominated Hon. T. J. Robertson.

Mr. H. E. HAYNE nominated F. L. Cardozo.

Mr. ARNIM nominated Hon. M. C. Butler.

Mr. C. D. HAYNE nominated Hon. F. J. Moses, Sr.

Mr. BYAS nominated Col. M. R. Delaney.

The Joint Assembly then proceeded to vote *viva voce*, with the following result on the

FIRST BALLOT.

SENATE.

Those who voted for Hon. T. J. Robertson are :

Messrs. Allen, Barber, Dickson, Duncan, Greene, Hayes, Johnston, Maxwell, Montgomery, McIntyre, Nash, Owens, Rose, Smalls, Swails, Whittemore—16.

Those who voted for Hon. M. C. Butler are :

Messrs. Arnim, Bieman, Burroughs, Duvall, Foster, Holcombe, Wilson—7.

Those who voted for Hon. F. L. Cardozo are :

Messrs Cardozo, Hayne—2.

Those who voted for Hon. F. J. Moses, Sr., are :

Messrs. Leslie and Wimbush—2.

Whole number of Senators voting.....27

HOUSE OF REPRESENTATIVES.

Those who voted for Hon. T. J. Robertson are :

Messrs. Andell, Barker, Bascomb, Bosemon, Boston, Bowley, L. Cain, E. Cain, Corwin, Cousart, James Davis, T. A. Davis, Elliott, Farr, Ferguson, Ford, Gaither, Gantt, Garey, Giles, Glover, Goodson, Samuel Greene, John A. Green, Guffin, Hardy, Harris, Hart, C. D. Hayne, Hedges, Hendereon, Hudson, Humbert, Hunter, Hurley, Jackson, Jervey, Johnson, Jones, Keith, Kennedy, Lang, Lee, Lloyd, Logan, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Mickey, Myers, Nehemias, Nerland, Nuckles, Pendergrass, Ramsay, Saunders, Simons, Small, A. Smith, Sumpter, Tarlton, William M. Thomas, J. W. Thomas, Thompson, Warley, White and Yocom.—71.

Those who voted for Hon. M. C. Butler are :

Messrs. Allen, Bass, Crittenden, Derrick, Doyle, Duncan, Dusenberry, Evans, Hagood, Hough, Kinsler, Litchfield, Lyle, Miles, Perry, Sellers,

Shanklin, R. M. Smith, Sullivan, Taylor, Williams, Wilson and Wofford.—23.

Those who voted for Hon. F. J. Moses, Sr., are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Berry, Briggs, Bryan, Byas, Dannerly, Dennis, Frost, Gardner, J. N. Hayne, Humphries, Jamison, Levy, Moore, O'Connell, Reedish, Rivers, Singleton, Wallace, Whipper and Wilkes.—21.

Those who voted for Hon. F. L. Cardozo are :

Messrs. Adamson, Ellison, Goggins, Kuh, Smart and Talbott.—6.

Whole number of Representatives.....121

RECAPITULATION.

Hon. T. J. Robertson received.....87

“ M. C. Butler.....30

“ F. J. Moses, Sr.....23

“ F. L. Cardozo..... 8

Whole number of votes given.....148

Necessary to a choice..... 75

The PRESIDENT declared that Hon. T. J. Robertson, having received a majority of the whole number of votes given, was duly elected to represent the State of South Carolina in the Senate of the United States for the term of six years, commencing March 4, 1871.

The Joint Assembly was then dissolved, and the Senate retired.

The SPEAKER resumed the chair.

On motion of Mr. THOMPSON, at 1:15 P. M., the House adjourned, to meet to-morrow at 12 M.

THURSDAY, DECEMBER 8, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

Pending the reading of the Journal, Mr. O'CONNELL called attention to the fact that his name appeared, in the proceedings of the Joint Assembly, as voting for the Hon. T. J. Robertson, whereas it should have been recorded as voting for Hon. F. J. Moses, Sr. ; and as the same error occurs in the Senate Journal, he would move that a message be sent to the Senate requesting that the necessary correction be made in the Senate Journal.

Agreed to, and a message sent to the Senate, accordingly.

REPORT FROM COMMITTEE.

Mr. HEDGES, from the Committee on the Legislative Library, reported favorably on

A Joint Resolution authorizing the Legislative Librarian to cause to be prepared an index to Volume 14 of the Statutes of this State.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was read the second time, and ordered to be engrossed

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES gave notice that on to-morrow, he will ask leave to introduce the various Bills referred to the Judiciary Committee from the last session of the General Assembly.

Mr. TALBOTT gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to make it a felony, punishable by fine or imprisonment, for any person guilty of making false titles, mortgages, liens, &c., to real or personal property.

Mr. C. D. HAYNE gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to incorporate the town of Midway, S. C.

Mr. FORD gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to repeal the charter of the Goose Creek Bridge Company, and to make the said bridge a public highway ;

Also,

A Bill to punish owners of lands, and planters, who do not keep the same properly fenced, for injury done to live stock trespassing thereon.

Mr. DAVIS, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled " An Act to establish a system of Free Common Schools for the State of South Carolina."

Read the first time and referred to the Committee on Education.

Mr. HURLEY, pursuant to notice, and by leave, introduced

A Bill to incorporate the United States Manufacturing Company, of Columbia, S. C.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Also, a Bill to incorporate the South Carolina Land and Improvement Company.

Read the first time, and referred to the Committee on Incorporations.

Also, a Bill to incorporate the American Cotton and Woolen Company, of South Carolina.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to renew the charter of the town of Williston, in the County of Barnwell.

Read the first time, and referred to the Committee on Incorporations.

Mr. HURLEY presented the petition of Messrs. Risley & Creighton, of Charleston, for the return of certain papers referred during last session to the Committee on Ways and Means.

On motion of Mr. HURLEY, the request was granted.

Also, gave notice that he will on to-morrow, or some future day, introduce

A Bill to fund so much of the debt of the city of Charleston as was contracted for railroad purposes.

Also,

A Bill to amend the charter of the city of Charleston, as relating to the issue of city stock.

Also,

A Bill to authorize the election, by the General Assembly, of a Board of Commissioners to represent the interest of the State in the various railroads in which the State now has an interest.

Also,

A Bill to amend an Act entitled "An Act to provide for a Sinking Fund and the management of the same."

Mr. HEDGES gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill authorizing the Land Commissioner to purchase certain lands on Edisto and Wadmalaw Islands.

Mr. TARLTON gave notice that on to-morrow, or as soon thereafter as practicable, he will ask leave to introduce

A Bill to provide for the Protection of the Poor.

Mr. BOSEMON, pursuant to notice, and by leave, introduced

A Bill to prescribe the mode of election of Aldermen in the City of Charleston.

Read the first time, and referred to the Committee on Privileges and Elections.

Mr. LEE, pursuant to notice, and by leave, introduced

A Bill to empower the Boards of County Commissioners to levy a tax for the purpose of building school-houses.

Read the first time, and referred to the Committee on Ways and Means and Education, jointly.

Mr. SMART gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to reconstruct the Judicial Circuits of the State.

Mr. WILLIAMS, pursuant to notice, and by leave, introduced

A Bill to renew the charter of the Trustees of Fairview Church, in the County of Greenville.

Read the first time, and referred to the Committee on Incorporations.

Mr. SELLERS presented the Presentment of the Grand Jury of Marion County for the June Term, 1870.

Referred to the Committee on the Judiciary.

Mr. DOYLE introduced

A Joint Resolution to authorize the payment of a pension to Abel Robbins, of Oconee County.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HAGOOD gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to define the law in relation to certain easements, and for other purposes.

Mr. R. M. SMITH presented the petition and account of Mrs. E. M. Poole, of Spartanburg County, for services as school teacher.

Referred to the Committee on Claims.

Mr. DUNCAN, pursuant to notice, and by leave, introduced

A Bill to renew and amend the charter of the town of Spartanburg.

Read the first time, and referred to the Committee on Incorporations.

Mr. NUCKLES gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to levy certain taxes on certain Counties in this State.

Mr. WHIPPER presented the claim of I. W. Hayne, late Attorney-General, with accompanying opinion of ex-Judge Glover.

Referred, by request, to the Committee on the Judiciary.

Mr. MYERS presented account of L. S. Langley, of Beaufort, S. C., for establishing schools in said County, prior to November 1, 1869.

Referred to the Committee on Claims.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Joint Resolution authorizing the Attorney-General to purchase a fire proof safe for the use of the Attorney-General's office.

Read the first time, and referred to the Committee on Ways and Means;

Also,

A Concurrent Resolution concerning reports from the various Departments.

On motion of Mr. WHIPPER, the Resolution was amended by striking out the words "requested" and "without further delay," and inserting in lieu thereof the words "required" and "by Monday, December 12th."

The Resolution, as amended, was concurred in, and ordered to be returned to the Senate.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE No. 9.

IN THE SENATE, COLUMBIA, S. C., December 8, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that they concur in the proposition contained in the message from your House of this date, to correct the Journal of the Senate relative to the name of "O'Connell," and the Journal will be corrected accordingly.

Very respectfully,

(Signed)

A. J. RANSIER,
President.

Mr. MOORE presented the petition of Mount Olivet Presbyterian Church, Fairfield County, for incorporation.

Referred to the Committee on Incorporations.

The SPEAKER announced the following

STANDING COMMITTEES:

Committee on Labor.—A. Smith, S. J. Lee, J. B. Lyle, Wm. Perry, T. D. McDowell, T. N. Talbott and A. Moore.

Committee on Removal of Political Disabilities.—S. J. Lee, R. M. Smith, C. D. Hayne, N. B. Myers, B. A. Bosemon, Jr., P. J. O'Connell, S. M. Smart.

The SPEAKER stated that the reports accompanying the Governor's Annual Message had been received.

On motion of Mr. WHIPPER, five hundred copies were ordered to be printed.

At the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Resolution (by Mr. Hurley) to appoint a Standing Committee on Contingent Accounts.

On motion of Mr. C. D. HAYNE, the Resolution was adopted.

Mr. WHIPPER introduced the following Resolution, which was adopted :

Resolved, That the action of the House whereby the consideration of a Bill to vest the title of the State to a lot of land in the village of Orangeburg, of which Deidrich Klepping died seized, in the purchaser or purchasers who shall pay for the premises under a sale made by a decree of the Probate Court of Charleston County, and to direct the application of the proceeds of sale was postponed, and made the Special Order for this day at 2 P. M., be rescinded, and the Bill be now taken up.

The Bill was taken up, read the second time, and ordered to be engrossed.

The following members obtained leave of absence :

Mr. Briggs, for five days ;

Mr. Miles, for four days ;

Mr. Boston, for three days.

On motion of Mr. GOODSON, at 1:15 P. M., the House adjourned to meet to-morrow at 12 M.

FRIDAY, DECEMBER 9, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

On motion of Mr. BYAS, the call of Committees was suspended, in order to introduce the following Concurrent Resolution, which was,

On motion of Mr. O'CONNELL, laid on the table, by a vote, on division, of yeas 45; nays 41:

Resolved by the House of Representatives, the Senate concurring, That the vote making the 10th instant the day to go into an election for an Associate Justice of the Supreme Court and Judge of the First Circuit, be rescinded.

Mr. BYAS moved that the House do now adjourn. Not agreed to.

Mr. BYAS moved to take up from the table the Concurrent Resolution.

Mr. ELLIOTT moved to lay the motion on the table.

On this, Mr. L. CAIN called for the yeas and nays, which were taken, and are as follows:

Yeas 55; nays 54. Agreed to.

Those who voted in the affirmative are:

Messrs. Allen, Andell, Barker, Bascomb, Bass, Berry, Boston, Bowley, E. Cain, Corwin, Cousart, Crittenden, Dannerly, J. Davis, Doyle, Dusenberry, Ellison, Evans, Farr, Ford, Frost, Gaither, Gantt, Goodson, Goggins, S. Greene, Guffin, Hagood, J. N. Hayne, Hough, Hudson, Jackson, Jamison, Jervey, Kennedy, Lee, Levy, Mobley, Mickey, Myers, Nuckles, O'Connell, Reedish, Sellers, Smart, Sullivan, Sumpter, Talbott, Taylor, Wallace, Wilkes, Williams, Wilson, Wofford and Yocom—55.

Those who voted in the negative are:

Messrs. Adamson, Bosemon, Bryan, Byas, L. Cain, T. A. Davis, Dennis, Derrick, Duncan, Elliott, Gardner, Garey, Giles, Glover, J. A. Green, Hardy, Harris, Hart, C. D. Hayne, Hedges, Henderson, Humbert, Humphries, Hunter, Hurley, Johnson, Jones, Keith, Kinsler, Kuh, Lang, Lloyd, Logan, Lyle, Maddocks, McDaniels, W. J. McDowell, Mead, Milton, Pendergrass, Perry, Ramsay, Rivers, Saunders, Singleton, Small, A. Smith, R. M. Smith, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Warley and White—54.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 3.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, December 8, 1870.

Hon. F. J. Moses, Jr., Speaker of the House of Representatives:

SIR: I transmit herewith, for the information of the House of Representatives, the second Annual Report of the State Superintendent of

Education of the State of South Carolina for the scholastic year ending June 24, 1870.

Very respectfully,
(Signed) ROBERT K. SCOTT, Governor.

The Message and accompanying document were referred to the Committee on Education.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported favorably on

A Bill supplementary to an Act entitled "An Act to authorize administrators, executors, and other fiduciaries, to sell certain evidences of indebtedness at public sale, and to compromise in certain cases."

On motion of Mr. LEE, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back

A Joint Resolution to authorize the State Librarian to purchase certain volumes of State Reports, and recommended that the Resolution be referred to the Committee on the Legislative Library.

On motion of Mr. O'CONNELL, the recommendation contained in the Report was adopted.

The SPEAKER announced the following

STANDING COMMITTEE.

Contingent Accounts.—J. B. Dennis, Wm. Simons, C. D. Hayne, J. L. Jamison, J. H. White, B. Humphries, H. McDaniels.

Mr. WILKES presented the petition of sundry citizens of Belton, Anderson County, for incorporation.

Referred to the Committee on Incorporations.

Mr. WILSON presented the petition of sundry citizens of Belton, Anderson County, against incorporation.

Referred to the Committee on Incorporations.

Mr. WILKES, pursuant to notice, and by leave, introduced the following :

A Bill to punish persons obtaining property under false pretences ;

A Bill to provide for the administration of derelict estates ;

A Bill ceding the jurisdiction of the State of South Carolina to the United States of America, over such lands as may be acquired for public purposes by the said United States of America.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to incorporate the South Carolina Saving and Building Association, No. 2.

Read the first time, and referred to the Committee on Incorporations.
Mr. BASCOMB introduced

A Joint Resolution to authorize the State Treasurer to pay the sum of fifty-eight dollars out of the Treasury to Henry Newton.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HEDGES, pursuant to notice, and by leave, introduced

A Bill to authorize the Land Commissioner to purchase lands on the Islands of Edisto and Wadmalaw, South Carolina.

Read the first time, and referred to the Committee on Public Lands.

Also, gave notice that he will, on to-morrow, or some subsequent day, introduce

A Bill for the appointment of three Commissioners in each County to draw jurors for the Circuit Court sitting within their County ;

Also,

A Bill authorizing change of venue ;

Also, will introduce articles of impeachment against Judge T. O. P. Vernon, of the Seventh Judicial District of South Carolina.

Mr. BRYAN, pursuant to notice, and by leave, introduced

A Bill to renew the charter of Strawberry Ferry over the Cooper River.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. MICKEY, pursuant to notice, and by leave, introduced

A Bill authorizing and requiring the County Commissioners of Charleston County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means ;

Also, pursuant to notice, and by leave, introduced

A Bill to regulate the pay of grand and petit jurors.

Read the first time, and referred to the Committees on Ways and Means and the Judiciary jointly.

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to appoint a General Inspector of Bridges and Trestle Works in the State of South Carolina.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries ;

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend a Joint Resolution, passed January 19, 1870, authorizing the appointment of Fish Commissioners, and defining the duties thereof ;

Also,

A Bill to compel County Treasurers to receive County orders in full for County taxes.

Mr. A. SMITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to establish a hospital for the poor in Christ Church Parish, in the County of Charleston.

Mr. ANDELL gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to establish a Reform School in the County of Charleston ;

Also,

A Bill authorizing the Land Commissioner to sell lands in parcels less than twenty-five acres.

Mr. HUMBERT gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to prevent persons charged with crime being brought to trial when absent from Court ;

Also,

A Bill repealing so much of the Act providing for the assessment and taxation of property as relates to the taxation of hogs, when such hogs are raised for home consumption.

Mr. WHIPPER rose to a question of privilege, and sent to the Speaker's desk the Columbia Phoenix, of December 9, 1870, containing an article questioning his eligibility to a seat in the House of Representatives.

Mr. WHIPPER stated that, in justice to himself and his constituents, he desired the question settled at once by the House.

Mr. WHIPPER moved that W. J. Whipper, a member of the House of Representatives from Beaufort County, be expelled from this body.

Mr. O'CONNELL moved to refer the matter to the Committee on Privileges and Elections.

Mr. LEE was called to the Chair.

Hon. F. J. MOSES, JR., introduced the following Resolution, as a substitute for the motion :

Resolved, That, in the opinion of this House, the position of Commissioner on the Codification of the Laws is one of mere employment, at the hands of the State, and does not conflict or interfere with the Constitutional right of any person occupying the same to hold a seat in this body.

Mr. JAMISON moved to postpone the further consideration of the matter, and make it the Special Order for Tuesday next, at 1 P. M.

On motion of Mr. DENNIS, the motion was indefinitely postponed.

The question being taken on the adoption of the Resolution, the yeas and nays were called by Mr. WHIPPER, and are as follows :

Yeas, 93 ; nays, 9. Adopted.

Those who voted in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Andell, Barker, Bascomb, Boston, Bowley, Bryan, Byas, E. Cain, Corwin, Crews, Crittenden, Dannerly, J. Davis, Dennis, Derrick, Duncan, Elliott, Ellison, Farr, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goggins, Samuel Greene, John A. Green, Guffin, Hagood, Hardy, Harris, Hart, C. D. Hayne, Hough, Hudson, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Johnston, Jones, Keith, Kennedy, Kuh, Lang, Lee, Levy, Lloyd, Logan, Lyle, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Mickey, Myers, Nuckles, O'Connell, Pendergrass, Perry, Reedish, Rivers, Saunders, Shanklin, Simons Singleton, Small, Smart, Abraham Smith, R. M. Smith, Sumpter Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, White, Wilkes, Wofford and Yocom.—93.

Those who voted in the negative are :

Messrs. L. Cain, Doyle, Dusenberry, Goodson, Jervey, Kinsler, Sellers, Williams and Wilson.—9.

Mr. MOBLEY moved to reconsider the vote first taken, and lay the motion to reconsider on the table. Agreed to.

The following papers were presented, to be entered on the Journal :

I vote "no" on the Resolution to seat Mr. Whipper, not because I oppose Mr. Whipper in any way, but because I think that the members should have had time to consider the matter before any action should have been taken.

(Signed)

LAWRENCE CAIN.

The undersigned, in voting "no," on the question of eligibility of the member, (Hon. W. J. Whipper,) from Beaufort, do not wish to be understood as voting either for or against the vacation of said seat, but against the mode of proceedings had in the premises.

(Signed)

O. M. DOYLE,
JOHN WILSON,
J. C. SELLERS,
LEONARD WILLIAMS.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 10.

IN THE SENATE, COLUMBIA, S. C., December 8, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body, that they con-

FRIDAY, DECEMBER 9, 1870.

cur in the amendments of your House to a Senate Concurrent Resolution concerning reports from the various State Departments.

Very respectfully,

(Signed)

A. J. RANSIER,
President.

Also,

MESSAGE FROM THE SENATE, No. 11.

IN THE SENATE, COLUMBIA, S. C., December 9, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that they have rescinded their action of concurrence in amendments of your House fixing election of Associate Justice of Supreme Court, and Judge of First Circuit, for 10th inst., and propose to meet in Joint Assembly this day, at 2:30 P. M., for that purpose.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President *pro tem*.

On motion of Mr. BYAS, a Concurrent Resolution to rescind action of the House in agreeing to a Resolution to meet in Joint Assembly, on the 10th inst., to elect an Associate Justice of the Supreme Court, and Judge of the First Circuit, which had been laid on the table, was taken up, and agreed to.

The Senate sent to this House a Concurrent Resolution to meet in Joint Assembly this day, at 2:30 P. M., to elect an Associate Justice of the Supreme Court, and Judge of the First Circuit.

On motion of Mr. THOMPSON, the Resolution was concurred in, and ordered to be returned to the Senate.

Mr. MOBLEY introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That a Committee of three, on the part of the House, and ———, on the part of the Senate, be appointed to investigate the affairs of the Constabulary Department of this State, and that said Committee be requested to report at as early a day as practicable.

Mr. O'CONNELL, pursuant to notice, and by leave, introduced

A Bill to recharter Morris' Ferry, under the name of Dinkins' Ferry, over the Catawba River.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. SMART, pursuant to notice, and by leave, introduced

A Bill to amend so much of an Act entitled "An Act to revise, simplify and abridge the rules of practice and pleadings and forms of the Courts of this State," as pertains to the Third, Fourth and Fifth Judicial Circuits of this State.

Read the first time, and referred to the Committee on the Judiciary.

Mr. BOWLEY, from the Committee on Engrossed Acts, reported as duly and correctly engrossed for a third reading,

A Joint Resolution authorizing the State Librarian to cause to be prepared an Index to Volume 14 of the Statutes of this State.

The Joint Resolution was ordered to lie over for a third reading.

The SPEAKER announced that, in accordance with the Resolution adopted to investigate the official conduct of Judge T. O. P. Vernon, of the Seventh Judicial Circuit, and, also, the official conduct of B. S. Jones, Sheriff of Laurens County, the following Committee was appointed: Messrs. Crews, Whipper, Corwin, Wilkes and Jones.

The following members obtained leave of absence:

Mr. Lloyd, for five days;

Mr. Nehemias, for five days;

Mr. Ferguson, for four days;

Mr. Jackson, for three days.

JOINT ASSEMBLY.

At the hour of 2:30 P. M., the Sergeant-at-Arms announced the Honorable Senate of South Carolina.

The President of the Senate, Hon. A. J. RANSIER, took the chair.

The PRESIDENT announced that, in accordance with a Concurrent Resolution adopted, the two Houses were now in Joint Assembly for the purpose of electing an Associate Justice of the Supreme Court for the term of six years; also, for a Judge of the First Judicial Circuit, to fill the unexpired term of Hon. R. B. Carpenter, resigned.

The PRESIDENT announced that nominations were in order for Associate Justice.

Mr. H. E. HAYNE nominated Hon. J. J. Wright.

Mr. BOSTON nominated Hon. S. L. Hoge.

Mr. CRITTENDEN nominated Mr. C. D. Melton.

Mr. WHIPPER nominated Mr. L. Cain.

The Joint Assembly proceeded to vote, *viva voce*, with the following result:

SENATE.

Those who voted for Hon. J. J. Wright are:

Messrs. Allen, Barber, Cardozo, Dickson, Hayes, Hayne, Johnston, Leslie, Maxwell, Montgomery, Nash, Smalls, Swails, Whittemore and Wimbush.—15.

Those who voted for Mr. C. D. Melton are :
Messrs. Bieman, Duvall and Holcombe.—3.
Mr. Greene voted for Hon. S. L. Hoge.
Whole number of Senators voting.....19

HOUSE OF REPRESENTATIVES.

Those who voted for Hon. J. J. Wright are :
Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Andell, Bascomb, Bosemon, Bowley, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Crews, James Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goodson, Goggins, Samuel Greene, John A. Green, Hardy, Harris, Hart, C. D. Hayne, Henderson, Hudson, Humbert, Humphries, Hunter, Hurley, Jamison, Jervey, Johnson, Jones, Keith, Kuh, Lang, Lee, Lloyd, Logan, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Mickey, Myers, Nuckles, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Simons, Singleton, Small, Smart, Abraham Smith, Sumpter, Talbott, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, White and Wilkes.—82.
Those who voted for Mr. C. D. Melton are :
Messrs. Allen, Bass, Crittenden, Derrick, Doyle, Duncan, Dusenberry, Hagood, Kinsler, Lyle, Sellers, R. M. Smith, Sullivan, Taylor, Williams and Wilson.—16.
Those who voted for Hon. S. L. Hoge are :
Messrs. Barker, Boston, Dannerly, Guffin, Jackson, Kennedy, O'Connell and Yocom.—8.
Mr. Whipper voted for Mr. L. Cain.

RECAPITULATION.

Hon. J. J. Wright received...	97
“ S. L. Hoge.....	17
Mr. C. D. Melton.....	19
Mr. L. Cain.....	1
<hr/>	
Whole number of votes given.....	134
Necessary to a choice.....	68

The PRESIDENT declared that Hon. J. J. Wright, having received a majority of the whole number of votes given, was elected an Associate Justice of the Supreme Court for the term of six years.
The PRESIDENT announced that nominations were in order for Judge of the First Judicial Circuit of South Carolina.

Mr. DENNIS nominated Mr. R. F. Graham.

Mr. L. CAIN nominated Hon. W. J. Whipper.

Mr. C. D. HAYNE nominated Mr. Wm. Whaley.

The Joint Assembly proceeded to vote, *viva voce*, with the following result :

SENATE.

Those who voted for Hon. R. F. Graham are :

Messrs. Allen, Arnim, Barber, Cardozo, Dickson, Greene, Hayne, Johnston, Montgomery, Nash, Smalls, Swails, Whittemore, Wimbush.—14.

Those who voted for Mr. Wm. Whaley are :

Messrs. Bieman, Duvall, Holcombe, Maxwell.—4.

Whole number of Senators voting..... 18

HOUSE OF REPRESENTATIVES.

Those who voted for Mr. R. F. Graham are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Barker, Bascomb, Bosemon, Boston, Bowley, Bryan, Byas, E. Cain, Corwin, Cousart, Crittenden, Dannerly, Jas Davis, T. A. Davis, Dennis, Duncan, Elliott, Ellison, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goodson, Goggins, S Greene, J. A. Green, Guffin, Hardy, Harris, Hart, C. D. Hayne, Hedges, Henderson, Humbert, Humphries, Hunter, Jackson, Jervey, Johnson, Jones, Keith, Kennedy, Kuh, Lang, Lee, Logan, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Mickey, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Simons, Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Talbott, Tarlton, Taylor, William M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson, Wofford and Yocom.—89.

Those who voted for Mr. Wm. Whaley are :

Messrs. Derrick, Doyle, Dusenberry, Hagood, Kinsler, Shanklin and Williams.—7.

Those who voted for Hon. W. J. Whipper are :

Messrs. L. Lain, J. N. Hayne and Wallace.—3.

Those who voted for Mr. W. R. Jervey are :

Messrs. Andell and Farr.—2.

Mr. Hurley voted for Mr. J. P. Low.

Mr. Jamison voted for Hon. R. B. Elliott.

Mr. Levy voted for Mr. E. Mickey.

Mr. Lloyd voted for Mr. R. Bryan.

Mr. Myers voted for Hon. R. Smalls.

RECAPITULATION.

Mr. R. F. Graham received.....	103
Mr. Wm. Whaley.....	11
Hon. W. J. Whipper.....	3
Hon. W. R. Jervey.....	2
Mr. J. P. Low.....	1
Hon. R. B. Elliott.....	1
Hon. E. Mickey.....	1
Hon. R. Bryan.....	1
Hon. R. Smalls.....	1
<hr/>	
Whole number of votes given.....	124
Necessary to a choice.....	63

The PRESIDENT declared that Mr. Robert F. Graham, having received a majority of the whole number of votes given, was elected Judge of the First Judicial Circuit, to fill the vacancy caused by the resignation of Hon. R. B. Carpenter.

The Joint Assembly was then dissolved.

The Senate retired.

The SPEAKER resumed the chair.

Mr. MYERS introduced the following Resolution, which was adopted:

Resolved, That when this House adjourns, it stand adjourned to meet Monday next, at 12 M.

On motion of Mr. HURLEY, at 3:10 P. M., the House adjourned to meet on Monday next, at 12 M.

MONDAY, DECEMBER 12, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Friday, December 9, was read and confirmed.

Mr. HURLEY arose and announced the receipt of intelligence of the

sudden demise of Mr. DANIEL KINSLER, member from Lexington County, and moved that, in respect to his memory, this House do now adjourn.

Mr. DENNIS moved, as an amendment, that a Committee of five be appointed, to draft suitable Preamble and Resolutions commemorative of the death of the member.

The amendment was adopted.

The motion as amended was agreed to.

At 12:15 P. M. the SPEAKER declared the House adjourned, until to morrow, at 12 M.

TUESDAY, DECEMBER 13, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. S. SAUNDERS.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back a Bill to repeal so much of the Act of 1839 as prohibits Clerks of Courts from practicing in Law and Equity in the various Courts of this State, and recommended that the Bill do not pass.

On motion of Mr. GOODSON, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Concurrent Resolution to authorize the employment of an additional Solicitor by the Attorney-General, and recommended its adoption.

On motion of Mr. THOMPSON, the report was laid on the table to take up the resolution.

The Resolution was taken up, adopted, and ordered to be sent to the Senate.

Also, reported back a Resolution instructing the Committee on the Judiciary to report a Bill reducing the salaries of School Commissioners and

County Commissioners to a sum commensurate with the duties performed, and recommended that the Resolution be referred to the Committee on County Offices and Officers.

On motion of Mr. C. D. HAYNE, the recommendation contained in the report was adopted.

Also, reported back a Bill to regulate the right of traverse, and recommended that the Bill do not pass.

On motion of Mr. GOODSON, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Bill to vest the title of the State to a lot of land in the village of Orangeburg, of which Dridrich Klepping died seized, in the purchaser or purchasers who shall pay for the premises under a sale by a decree of the Probate Court of Charleston County, and to direct the application of the proceeds of sale.

The Bill was taken up, read the third time, passed, and ordered to be sent to the Senate.

Mr. LEE, from the Committee on County Offices and Officers, reported back a Bill to extend the time for officers to qualify, and recommended that the Bill do pass, with the following amendments, viz: Strike out in Section 1, third line, the word "first," and insert the word "fifteenth;" strike out in Section 2, third line, the word "first," and insert the word "fifteenth."

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. FROST, from the Committee on Education, reported back the account of N. E. Edwards, School Commissioner of Richland County, and the petitions of S. P. Gaige and others, teachers of free schools, Richland County, and recommended that the papers be referred to the Committee on Claims.

On motion of Mr. THOMPSON, the recommendation contained in the report was adopted.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES gave notice that on to-morrow he will ask leave to introduce

A Bill to protect the rights of parents, and to prevent the procuring and carrying from the State persons under the age of twenty-one years;

Also,

A Bill to renew and extend an Act to provide a mode by which to

perpetuate testimony in relation to deeds, wills, choses in action, and other papers destroyed or lost during the recent war.

Also, introduced

A Joint Resolution requesting Congress to grant aid to complete the Blue Ridge Railroad.

Read the first time, and referred to the Committee on Railroads.

Mr. C. D. HAYNE presented the account of James S. Washington, for cleaning the State House floors, windows, &c.

Also, account of J. H. & M. L. Kinard, for sundries.

Referred to the Committee on Contingent Accounts.

Mr. MYERS, pursuant to notice, and by leave, introduced

A Bill to repeal an Act entitled "An Act to amend an Act providing for the assessment and taxation of property."

Read the first time, and referred to the Committee on the Judiciary.

Mr. A. SMITH, pursuant to notice, and by leave, introduced

A Bill to establish a hospital for the poor in Christ Church Parish, in the County of Charleston.

Read the first time, and referred to the Medical Committee.

Mr. T. A. DAVIS introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That the General Assembly take a recess from the 20th day of December, 1870, until the 10th day of January, 1871.

Mr. THOMPSON moved to amend by striking out "20th," and inserting, in lieu thereof, "21st."

On motion of Mr. WHIPPER, the consideration of the whole matter was postponed, and made the Special Order for to-morrow, at 1 P. M.

Mr. DENNIS gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill for the better security of life and property against accidents from the use of steam boilers, both on land and the navigable waters of this State.

Mr. BOSEMON presented the petition of the Charleston Land Company for a ferry from Charleston to Wando River.

Referred to the Committee on Roads, Bridges and Ferries.

Mr. LOGAN, pursuant to notice, and by leave, introduced

A Bill to regulate the system of labor throughout the State, and for other purposes.

Read the first time, and referred to the Committee on the Judiciary and Labor, jointly.

Mr. FORD, pursuant to notice, and by leave, introduced

A Bill to repeal the charter of the Goose Creek Bridge, and to make the same a public highway.

Read the first time and referred to the Committee on Roads, Bridges and Ferries.

Mr. HEDGES gave notice that he will to-morrow, or on some subsequent day, introduce

A Bill authorizing the Governor to appoint three practical pilots, who shall constitute a Board of Pilotage Commissioners, for the State of South Carolina, whose duties shall be to examine and license pilots. The said Board to have power to revise the present system of pilotage, subject to the decision of the Legislature.

Also,

A Bill to organize a body of young men as apprentices under the direction and teaching of the regular constituted pilots.

Also, presented the petition of W. G. Pinckney, for payment of balance of claim for services as a school teacher in Charleston County, during the year ending October 31st, 1869.

Referred to the Committee on Claims.

Mr. LEVY presented the memorial of the Charleston Chamber of Commerce, in reference to an Act to repeal the Usury Laws of the State.

Referred to the Committee on Ways and Means ;

Also,

Pursuant to notice, and by leave, introduced

A Bill to compel County Treasurers to receive County orders in full for County taxes.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HURLEY gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to empower the City Council of Charleston to issue policies of insurance against loss by fire, and for other purposes ;

Also, pursuant to notice, and by leave, introduced

A Bill to fund so much of the city debt of the city of Charleston as was contracted for railroad purposes.

Read the first time, and referred to the Committee on Ways and Means ;

Also,

A Bill to give power to the City Council, of the city of Charleston, to issue policies of insurance, and for other purposes.

Read the first time, and referred to the Committee on Ways and Means.

Mr. YOCOM, pursuant to notice, and by leave, introduced

A Bill to regulate the manner of drawing juries.

Read the first time, and referred to the Committee on the Judiciary.

Mr. TARLTON, pursuant to notice, and by leave, introduced

A Bill to provide for the protection of the poor of Colleton County.

Read the first time, and referred to the Committee on Ways and Means.

Mr. W. M. THOMAS presented the petition of citizens of Colleton County, praying the formation of a new County from parts of the Counties of Charleston, Colleton and Orangeburg to be called "St. George County."

Referred to the Committee on Internal Improvements.

Mr. SMALL gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to repeal the charter of the Rantowle's Bridge, and to make the same a free public highway.

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill to prevent persons charged with crime from being brought to trial when absent from Court.

Read the first time, and referred to the Committee on the Judiciary.

Mr. LEE introduced a Joint Resolution to authorize the County Commissioners of Edgefield County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

On motion of Mr. JONES, the Rule requiring one day's previous notice to be given of the introduction of Bills was suspended temporarily.

Mr. JONES then, by leave, introduced

A Bill to empower the County Commissioners of Georgetown County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 4.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, December 12, 1870.

HON. F. J. MOSERS, JR.,

Speaker of the House of Representatives.

SIR: I respectfully transmit to the House of Representatives the Annual Report of the Comptroller-General for the fiscal year ending October 31, 1870.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

The accompanying documents were referred to the Committee on Ways and Means.

MESSAGE FROM THE GOVERNOR, No. 5.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, December 13, 1870.

HON. F. J. MOSES, JR.,

Speaker of the House of Representatives.

SIR: I respectfully transmit to the House of Representatives the Annual Report of the Adjutant and Inspector-General for the year ending October 31, 1870, showing the organization, strength and condition of the National Guard (Militia) of the State of South Carolina.

Very respectfully,
(Signed)

ROBERT K. SCOTT,
Governor.

The accompanying documents were referred to the Committee on Military Affairs.

Also,

The following paper was presented, to be entered on the Journal :

I voted "No" on the Resolution in regard to Hon. W. J. Whipper, because I thought the action taken with unnecessary haste, and not that I wished Mr. Whipper to vacate his seat. With the light I now have on the subject, I should unhesitatingly have voted "Yes."

(Signed)

JAMES E. DUSENBURY.

Mr. GAITHER, pursuant to notice, and by leave, introduced
A Bill to prevent and punish vagrancy.

Read the first time, and referred to the Committee on the Judiciary.

Mr. ADAMSON introduced

A Joint Resolution to authorize the County Commissioners of Kershaw County to levy a special tax for the purpose of building a jail.

Read the first time, and referred to the Committee on Ways and Means.

Mr. GAREY, pursuant to notice, and by leave, introduced

A Bill to regulate all contracts for farm labor in this State.

Read the first time, and referred to the Committee on Labor.

Mr. SELLERS gave notice that on to-morrow, or some subsequent day, he will ask leave of the House to introduce

A Bill to amend an Act entitled "An Act to provide for the construction and keeping in repair of public highways and roads," approved March 1, 1870.

Mr. REEDISH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend the second clause of the eighteenth Section of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State," approved March 1, 1870.

Mr. JAMISON introduced the following Resolution, which,
On motion of Mr. FROST, was laid on the table:

Resolved, That the Committee on Public Printing be instructed to lay before the House, within one week, all proposals made for the printing for this House, accompanied with their recommendation of either.

Mr. HAGOOD, pursuant to notice, and by leave, introduced

A Bill to define the law in relation to certain easements, and for other purposes.

Read the first time, and referred to the Committee on the Judiciary.

Mr. J. DAVIS presented the petition of the Professors and Librarian of the South Carolina College, for salaries due and unpaid.

Referred to the Committee on Education.

Mr. GOODSON, pursuant to notice, and by leave, introduced

A Bill to prohibit exorbitant profits on sales by retail dealers in merchandize and other commodities.

Read the first time, and referred to the Committee on Ways and Means.

Mr. RAMSAY presented the claim of A. L. Singleton, for services as Deputy State Constable.

Referred to the Committee on Claims.

Mr. MOBLEY, pursuant to notice, and by leave, introduced

A Bill to repeal an Act entitled "An Act to establish a State Police."

Read the first time, and referred to the Committee on Military Affairs.
Also,

A Bill to repeal an Act entitled "An Act to establish a State Police," and authorizing and requiring the Governor to call out the militia of the State when required.

Read the first time, and referred to the Committee on Military Affairs.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal an Act entitled "An Act prohibiting the peddling of ardent spirits throughout the State."

Also, introduced the following Resolution, which was adopted:

Resolved, That the Sergeant-at-Arms of the House be, and he is hereby, authorized to have the gallery of the House of Representatives, and the steps leading to the same, covered with a serviceable matting.

Mr. NUCKLES, pursuant to notice, and by leave, introduced
A Bill authorizing and requiring the County Commissioners of certain Counties to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. FROST gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to secure to County Officers payment of their official dues by County Treasurers.

Also,

A Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics.

Mr. WHITE presented the petition of citizens for incorporation of the town of Yorkville.

Referred to the Committee on Incorporations.

Also, gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to regulate the manner of collecting the taxes in the various Counties in this State.

Mr. JONES presented the report of S. T. Atkinson, Solicitor of the Third Judicial Circuit.

Referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE.

The Senate sent to this House,

A Bill to provide a salary for the office of Lieutenant-Governor of the State.

Read the first time, and referred to the Committee on Ways and Means.

Also,

A Bill to make appropriations for the payment of the per diem and mileage of the members of the General Assembly, and the salaries of the subordinate officers, and other expenses incidental thereto.

Read the first time, and referred to the Committee on Ways and Means.

Also, the following:

MESSAGE FROM THE SENATE, No. 12.

IN THE SENATE, COLUMBIA, S. C., December 9, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that a Con-

current Resolution from your House to appoint a Joint Committee to investigate the claims of public school teachers has been laid on the table in the Senate.

(Signed) Very respectfully,

A. J. RANSIER,
President.

Also,

MESSAGE FROM THE SENATE, No. 13.

IN THE SENATE, COLUMBIA, S. C., December 12, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a Concurrent Resolution from your House proposing the appointment of a Joint Special Committee of one from each Congressional District, and one from the State at large, to thoroughly investigate the entire transactions of the Land Commission, &c, has been laid on the table in the Senate.

(Signed) Very respectfully,

A. J. RANSIER,
President.

Also,

Report of Committee on Claims and Grievances on the Account of Bryan & McCarter.

Referred to the Committee on Claims.

Also,

Sent a Concurrent Resolution to appoint a Special Joint Committee to investigate the transactions of the Land Commission, &c.

On motion of Mr. GARDNER, the blank in the Resolution was filled by inserting "five."

The Resolution was concurred in, and ordered to be returned to the Senate.

The SPEAKER laid before the House the following communication from the Land Commissioner :

OFFICE OF THE LAND COMMISSIONER,

COLUMBIA, S. C., December 12, 1870.

To the Honorable the Senate and House of Representatives.

GENTLEMEN: I am in receipt of a copy of the Concurrent Resolution of your honorable bodies, calling upon me for a report of my department.

I have the honor to inform your honorable bodies, that I am now engaged upon my report, and will press it forward with all possible dispatch.

The cause of the delay is the fact that I am unable to complete my report until I shall receive the reports of the County Agents of this department. These agents are unable to complete their reports until the crops are gathered, so as to enable the lands to be settled. In a short time now this delay will cease, and my report will be in readiness.

I am, gentlemen,

Your obedient servant,

(Signed)

ROBERT C. DELARGE,
Land Commissioner, S. C.

Received as information.

The SPEAKER presented the following accounts:

J. M. Allen, Charles Minort, South Carolina Railroad Company.

W^r. WHIPPER moved that a Special Committee of five be appointed, to whom shall be referred all accounts relative to the fitting up of the House of Representatives. Agreed to.

The SPEAKER announced as the Special Committee to prepare suitable Preamble and Resolutions commemorative of the decease of Mr. Daniel Kinsler, late member from Lexington County, Messrs. Dennis, Derrick, Hurley, Duncan and Kennedy.

Mr. LEE moved to suspend the consideration of the General Orders, in order to take up

A Bill to extend the time for officers to qualify. Agreed to.

The Bill was put upon its second reading.

The amendments recommended by the Committee, as follows: Strike out in Section 1, third line, the word "first," and insert the word "fifteenth;" strike out in Section 2, third line, the word "first," and insert the word "fifteenth," were adopted.

The Bill was read the second time, and ordered to be engrossed.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Concurrent Resolution (by Mr. Myers) to authorize the Comptroller-General to take out a policy of insurance on furniture, &c., in the Capitol building, was taken up.

The Concurrent Resolution was adopted, and ordered to be sent to the Senate.

A Bill supplementary to an Act entitled "An Act to authorize administrators, executors and other fiduciaries to sell certain evidences of indebtedness at public sale, and to compromise in certain cases," was taken up.

The Bill was read the second time, and ordered to be engrossed for a third reading.

A Joint Resolution to authorize the State Librarian to cause to be prepared an index to Volume XIV of the Statutes of this State, was taken up.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

The following members obtained leave of absence :

Mr. Evans, for six days ;

Mr. Boston, for five days ;

Mr. Samuel Greene, for five days.

On motion of Mr. SINGLETON, at 2 P. M., the House adjourned, to meet to-morrow at 12 M.

WEDNESDAY, DECEMBER 14, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Bill to recharter Moore's Ferry, under the name of Dinkins' Ferry, over the Catawba River, and recommended that the Bill do pass.

On motion of Mr. THOMPSON, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill to recharter Pumpkintown Turnpike Road, in Pickens County, and recommended that the Bill do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. HEDGES, from the Committee on Legislative Library, reported back a Joint Resolution to authorize the State Librarian to purchase certain volumes of State Reports, and recommended that the Joint Resolution do pass.

On motion of Mr. THOMPSON, the report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the account of N. E. Edwards, School Commissioner, Richland County, and recommended that he be paid the sum of \$240.

On motion of Mr. THOMPSON, the report was adopted, and ordered to be sent to the Senate for concurrence.

Also, reported back the account (\$4.50) of James H. Ashmore, for lumber, for repairing Salem School House, in Greenville County, and recommended payment.

On motion of Mr. THOMPSON, the report was adopted, and ordered to be sent to the Senate for concurrence.

Also, reported back the report of Senate Committee on Claims, on account of Bryan & McCarter, and recommended concurrence.

On motion of Mr. SIMONS, the report was adopted, and the report and account ordered to be returned to the Senate.

PETITIONS, RESOLUTIONS, &c.

Mr. TALBOTT introduced the following Preamble and Resolution :

Whereas, the purpose for which the State Land Commission was created, is wise and beneficent, and the necessities of the people demanded it; and whereas, the management of the affairs of said Land Commission has been very unsatisfactory to the people, and a thorough investigation cannot be perfected in any specified time ; therefore, be it

Resolved, That it be made the Special Order for to-morrow, at 1 P. M., for the House to take into consideration the expediency of reorganizing and continuing the Land Commission, and authorizing an appropriation for that purpose immediately.

Mr. R. M. SMITH moved to postpone the further consideration of the Resolution, and make it the Special Order for Monday next, at 1 P. M.

On motion of Mr. THOMPSON, the whole matter was laid on the table.

Mr. NERLAND presented the petition of citizens of Graham's Turn-out, Barnwell County, for incorporation.

Referred to the Committee on Incorporations.

Mr. KUH gave notice that to-morrow, or some subsequent day, he will introduce

A Bill to regulate the settlement of township indebtedness.

On motion of Mr. HEDGES, it was

Resolved, That a Standing Committee of five be appointed, to be known as the Committee on Commerce.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to extend the present incorporate limits of the City of Charleston.

On motion of Mr. WHIPPER, the business of the morning was suspended to allow the Special Committee appointed to investigate the official conduct of T. O. P. Vernon, Judge of the 7th Judicial Circuit, to render a report.

Mr. CREWS from the Special Committee, reported and recommended the adoption of the following resolution:

Resolved by the House of Representatives of the State of South Carolina, That T. O. P. Vernon, Judge of the 7th Judicial Circuit, be and is hereby impeached for high crimes and misdemeanors.

On motion of Mr T. A. DAVIS, the evidence taken before the Committee, as follows, was read for the information of the House.:

PRELIMINARY PROCEEDINGS.

ROOMS OF INVESTIGATING COMMITTEE,

COLUMBIA, S. C., December 9, 1870—4 o'clock P. M.

The Committee of Investigation, in accordance with Resolution, met in the city of Columbia on Friday evening, December 9, 1870.

Present—Joseph Crews, William J. Whipper, W. H. Jones and Warren D. Wilkes.

Absent—H. C. Corwin.

Mr. Crews was elected Chairman; Mr. S. D. Epstein was appointed Clerk, and J. H. Donaldson, Sergeant-at-Arms to the Committee.

Adjourned to 7 o'clock P. M.

ROOMS OF INVESTIGATING COMMITTEE,

7 O'CLOCK P. M.—December 9, 1870.

Present—Joseph Crews, Chairman; W. J. Whipper and W. H. Jones.

After discussing various matters relating to the duties of the Committee, the following Resolutions were adopted:

On motion of W. J. Whipper, it was

Resolved, That a subpoena do issue forthwith, directed to Hon. T. O. P. Vernon, Judge of the Seventh Judicial Circuit, requiring him to be and appear before the Special Committee appointed to investigate his official conduct, at 10 o'clock A. M., December 12, 1870, to attend upon said investigation in the city of Columbia.

Resolved, That a subpoena do issue forthwith, directed to B. S. Jones, Sheriff of Laurens County, requiring him to appear before the Special Committee appointed to investigate his official conduct, in the city of

Columbia, at 10 o'clock A. M., December 12, 1870, to attend upon said investigation.

Resolved, That a subpoena do issue forthwith, directed to Phineas F. Frazee, Sheriff of Richland County, and to such of his Deputies as, with himself, may be charged with the execution of any judicial writ, process or other papers by T. O. P. Vernon, Judge of the Seventh Circuit, or with making return thereto, requiring him and them to be and appear before this Committee, at 10 o'clock A. M., on December 10, 1870, and to bring with them, for the inspection of the Committee, all writs and other papers signed by T. O. P. Vernon, Judge Seventh Circuit.

On motion, Committee adjourned to meet on Saturday, at 10 o'clock A. M.

ROOMS OF INVESTIGATING COMMITTEE,
COLUMBIA, S. C., December 10, 1870.

Pursuant to adjournment, the Committee met at 10 A. M.

Phineas F. Frazee, Sheriff of Richland County, being in attendance, in response to a summons, produced certain writs to him directed.

Owing to the absence of members of the Committee, on motion, the Committee adjourned over to Monday next, to meet at 10 o'clock A. M.

ROOMS OF INVESTIGATING COMMITTEE,
COLUMBIA, S. C., December 12, 1870.

Committee met pursuant to adjournment.

Present—Joseph Crews, H. C. Corwin, and W. D. Wilkes.

The following form of oath, to be administered to witnesses, was adopted:

“Do you solemnly swear that the evidence you shall give before this Court of Investigation, concerning the official conduct of T. O. P. Vernon, Judge 7th Judicial Circuit, shall be the truth, the whole truth, and nothing but the truth: So help you God?”

On motion of Mr. Wilkes, it was

Resolved, That an injunction of secrecy, in relation to evidence taken before this Committee, be placed upon the members, and so remain until otherwise ordered by the Committee.

On motion of Mr. H. C. Corwin, it was

Ordered, That one of the Committee be selected to conduct the direct examination, after which any member may ask questions of the witness.

Phineas F. Frazee being in attendance, in response to a summons, was called to the stand and sworn.

Direct examination by Mr. Wilkes:

1. Question—What is your name?

Answer—Phineas F. Frazee.

2. Question—Are you a resident of Columbia, or of Richland County; and if so, what office do you hold?

Answer—I am; Sheriff of Richland County.

3. Question—State if any persons in Laurens County were arrested upon a warrant for murder and committed to your custody, and on what date, and names of such persons so arrested and committed?

Answer—I had committed to my custody, on November 30th, by warrant of commitment of A. L. Solomon, Trial Justice, James Copeland, Turner Richardson, S. D. Garlington, and J. Y. H. Williams.

4. Question—As to these four gentlemen, was any writ or process, signed by T. O. P. Vernon, served upon you?

Answer—Writs of *habeas corpus* in behalf of Jas. Copeland, Turner Richardson, S. D. Garlington, J. Y. H. Williams, signed by T. O. P. Vernon, Judge, dated December 3, 1870, were served upon me the 8th of December, 1870.

5. Question—Was there anything about those writs that attracted your attention?

Answer—In the case of James Copeland there are two writs, one without date, and the names in each of the writs are written in a different hand write and different ink from the body of the petition and writ.

6. Question—Are the same peculiarities attached to all of those writs?

Answer—The same peculiarities attracted my attention in the other three writs.

7. Question—Were there any other parties committed to your custody on a warrant for murder?

Answer—Yes; Hugh L. Farley, on December 1st.

8. Question—Were any writs of *habeas corpus* served upon you in the case of Farley, signed by Judge Vernon?

Answer—Yes, on December 7th; and the writ was dated December 3. My name and Farley's were written in a different hand write and ink in the body of the writ.

9. Question—Were any others committed to your custody upon charge of murder?

Answer—On the 8th of December instant, about sunset, B. S. Jones, N. S. Harris, G. F. Mosely, and Henry Suber were committed upon a charge of murder. About 9 o'clock, the same evening, a writ of *habeas corpus*, in their behalf, was served upon me, signed by T. O. P. Vernon; said writ was without date, and unaccompanied by a petition.

10. Question—Was any other person arrested upon a warrant for murder, and committed to your custody; and if so, when?

Answer—Yes; R. P. Todd, Esq, on morning of December 9, 1870.

11. Question—Was a writ of *habeas corpus*, in his case, served upon you, signed by T. O. P. Vernon.

Answer—Yes; on same day. Said writ and petition were not dated.

12. Question—At what point were you required to make return to these writs?

Answer—At Spartanburg Court House.

13. Question—Did you attempt to make return to these writs?

Answer—I did, on December 10th.

14. Question—What stopped you?

Answer—I was stopped by Sergeant-at-Arms of Special Committee of Investigation, with a summons to appear before it at 10 o'clock that day. I refused to obey this summons, giving as my reason, that I was required by the aforesaid writs of *habeas corpus*, to return them with the prisoners at Spartanburg C. H., before Judge Vernon, immediately. I was then arrested by Sergeant-at-Arms, assisted by detective Coates, and the prisoners were remanded to jail. I was the same day taken before aforesaid Committee by Sergeant-at-Arms.

On motion, the Committee adjourned to meet again on December 13th, at 9 o'clock A. M.

ROOMS INVESTIGATING COMMITTEE,
COLUMBIA, S. C., Dec. 13th, 1870.

Pursuant to adjournment, the Committee met on the call of the Chairman.

Mr. Wilkes read the testimony of Phineas F. Frazee, Sheriff of Richland County.

Statement of Judge T. O. P. Vernon, (not sworn): On the 3d December, instant, Messrs. Garlington & Simpson, attorneys for the gentlemen whose names appear in writs of *habeas corpus*, by me issued, applied to me at Spartanburg C. H., to issue writs of *habeas corpus* in their behalf, which I did. They were then under arrest in the City of Columbia, to appear before the U. S. Circuit Court, as was stated in their petition. Petitions accompanied every writ of *habeas corpus*. The petitions and writs were signed by me. Some of the names were inserted in the petitions at the time of my signing them; but not all of them. I left Spartanburg, December 5th, and left Columbia, on Thursday morning, December 8th. I did not issue any writs of *habeas corpus*, during above stated time while in Columbia. I authorized no names to be inserted, more than those under my signature. Messrs. Garlington & Simpson, attorneys. I delivered the writs of *habeas corpus* to John L. Young; the attorneys were not present. It is not usual to sign writs of *habeas corpus* in blank. I did not hear any thing about their wanting me to go to Laurens to hear these writs.

John L. Young being in attendance, in response to a summons, was called to the stand and sworn.

Direct examination by Mr. Crews :

1. Question—Did you present application for writs of *habeas corpus* to Judge Vernon ?

Answer—I did.

2. Question—Were the parties in jail at that time ?

Answer—Yes, there were five of them ; Farley, Williams, Garlington, Copeland, and Richardson.

3 Question—On what date were these papers signed ?

Answer—On December 3d.

4. Question—Did you make applications for any other writs ?

Answer—I did for others, in case they should be arrested. The writs were signed by Judge Vernon.

ROOMS INVESTIGATING COMMITTEE,
COLUMBIA, S. C., December 14, 1870.

Pursuant to adjournment, Committee met at 9½ o'clock.

Present—Jos. Crews, Chairman : W. D. Wilkes, W. J. Whipper, H. C. Corwin and W. H. Jones.

Continuation of the examination of Young :

Farley and Todd were both standing together in front of the hotel when Farley was arrested and lodged in jail. Todd was not arrested, although being present at Farley's arrest. Permission from Mr. Hubbard was received, allowing Todd to go to Laurens and return. When the application was for writ of *habeas corpus*, we got writs for the parties whom we expected to be arrested, those including B. S. Jones, N. S. Harris, G. F. Mosely, Henry Suber and Todd. I do not recollect whether the names of the latter gents were inserted in the writs or no, at the time they were signed.

1. Question—Do you recollect what day last week Judge Vernon left Columbia for Spartanburg ?

Answer—He returned home on Thursday, December 7.

2. Question—Does it come within your knowledge if any applications for writs of *habeas corpus* were made to Judge Vernon during his stay in Columbia ?

Answer—It does not. I came here as the friend of the above named gentlemen. These writs of *habeas corpus* were prepared by the attorneys in the city of Columbia. At the time the writs issued, I do not know if their liberty was restrained by any party. I cannot say as to whether that fact came within the knowledge of Judge Vernon or not.

P. F. Frazee, recalled :

1. Question (by Mr. Crews)—Have any papers signed by T. O. P.

Vernon been served upon you since your previous examination; if so, what was their date, and what did they require?

Answer—I have some papers here of that nature. The first paper, dated the 12th of December, and served upon me on the morning of the 13th of December, 1870, by a gentleman who said his name was Copeland, and was a notice to bring the prisoners in my custody, viz: B. S. Jones, George F. Mosely, N. S. Harris, Henry Suber, R. P. Todd, J. Y. H. Williams, Stobo D. Garlington, James H. Copeland, Turner Richardson and Hugh L. Farley, before T. O. P. Vernon, at 12 o'clock on the 13th of December, instant, that a hearing be had in their case.

2. Question—Did you obey said notice?

Answer—I proceeded to make arrangements to do so, and informed the prisoners of the fact. Before the hour assigned to bring up the prisoners, I endeavored to see Judge Vernon, to know if he would be in attendance; but could not find him. About 12 M., went to the Court House, saw Messrs. Garlington & Simpson, attorneys for the prisoners. They asked me where the prisoners were; I said they were in jail; that I was ready to bring them up, when I could find Judge Vernon. I afterwards found Judge Vernon, in the ante-room of the Investigating Committee. He told me to await further orders; and I will see you some time during the evening; I will let you know the hour. About 3 o'clock P. M., Col. Young called at my office, and informed me that Judge Vernon desired to see me immediately, if I could come. I went to the Judge's hotel, a little after 4 o'clock in the afternoon, but failed to see him.

Desiring to see him about the prisoners, and get rid of all this trouble, I sent my Deputy, T. Sill, to see him, to learn when I could have the interview he had requested.

Trezevant Sill being in attendance, in obedience to a summons, was called to the stand and sworn.

1. Question (by Mr. Crews)—What is your name, and where do you live?

Answer—My name is Trezevant Sill. I reside in the City of Columbia.

2. Question (by Mr. Whipper)—Are you an officer of the law?

Answer—I am Deputy Sheriff to Mr. Frazee.

3. Had you any official business with Judge Vernon on yesterday?

Answer—I do not know whether it can be construed to be official. I was told by Mr. Frazee to go and see Judge Vernon, and ascertain when he could see him. I knew that my visit to Judge Vernon had relation to the Laurens prisoners, from what Mr. Frazee had said to me.

4. Question—Did you not know that your visit to the Judge related to the case of the Laurens prisoners?

Answer—I did.

5. Question—Did you see him?

Answer—I saw him lying on the bed ; but made no appointment with him to meet Mr. Frazee.

6. Question—Why not?

Answer—Because he could not be aroused from his slumbers ; the clerk of the hotel took hold of his person, shook him violently, and called him, but could not awaken him.

7. Question—What did you think was the matter with him?

Answer—From his condition and the color of his face, I inferred that he was drunk.

The Committee room being cleared, Mr. Whipper said that having arrived at this stage of the proceedings, with the evidence before him, he should move the adoption of a Resolution to be this day proposed to the House. The Resolution was adopted, Mr. Wilkes dissenting.

A discussion ensued,

Pending which, at the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Concurrent Resolution (by Mr. T. A. Davis) for recess of the General Assembly from December 20, 1870, to January 10, 1871.

On motion of Mr. DAVIS, the consideration of the Special Order was postponed temporarily.

The consideration of the Report of the Investigating Committee was resumed.

Mr. R. M. SMITH moved that the further consideration of the whole matter before the House be postponed, and made the Special Order for to-morrow, at 1 P. M., and that the evidence taken by the Committee be printed.

After debate, participated in by Messrs. Whipper, R. M. Smith, Smart and Wilkes,

Mr. MOBLEY moved to lay the motion to postpone on the table. Agreed to.

Mr. DOYLE moved to recommit the whole matter to the Committee.

On motion of Mr. C. D. HAYNE, the motion to recommit was laid on the table.

The question being taken on the adoption of the Resolution, the yeas and nays were ordered, in accordance with Section 4, Article VII, of the Constitution, and are as follows :

Yeas, 93 ; nays, 19. So the Resolution was adopted.

Those who voted in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Andell, Barker, Bascomb, Berry, Bosemon, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain,

Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goggins, John A. Green, Guffin, Hardy, Harris, Hart, C. D. Hayne, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Hurley, Jamison, Jervey, Johnson, Jones, Kennedy, Kuh, Lang, Lee, Levy, Logan, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Simons, Singleton, Small, Smart, A. Smith, Sullivan, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Wallace, Warley, Whipper, White and Yocom.—93.

Those who voted in the negative are :

Messrs. Allen, Bass, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Hagood, Hough, Litchfield, Lyle, Miles, Sellers, Shanklin, R. M. Smith, Wilkes, Williams, Wilson and Wofford.—19.

The following paper was presented to be entered on the Journal :

Upon the Resolution to impeach Judge Vernon I vote nay, for the reason that I do not consider the evidence sufficient to put him upon his defence. I think that more than one witness to the same fact should have been required. I do not doubt the veracity of any witness who testified before the Special Committee. My objection, alone, relates to the *quantity* of evidence.

(Signed)

WARREN D. WILKES.

Mr. BYAS introduced the following Resolution, which was adopted.

Resolved, That a Committee of five be chosen by the House of Representatives, to appear before the bar of the Senate, and there, in the name of the House of Representatives, and of all the people of the State of South Carolina, to impeach T. O. P. Vernon, Judge of the 7th Judicial Circuit of South Carolina, of high crimes and misdemeanors in office; and acquaint the Senate that the House of Representatives will, in due time, exhibit particular articles of impeachment against him, and make good the same; and that said Committee do demand that the Senate take order for the appearance of the said T. O. P. Vernon, to answer to said impeachment.

The House proceeded to the election of the Committee, and the following gentlemen were elected by acclamation :

Messrs. W. J. Whipper, F. J. Moses, Jr., W. D. Wilkes, A. Logan and Joseph Crews.

The consideration of the Special Order was resumed :

Concurrent Resolution that the General Assembly take a recess from December 20, 1870, to January 10, 1871.

The consideration of the motion (by Mr. Thompson) to amend the Resolution, by striking out "20th" and inserting "21st," was renewed.

Mr. JONES offered the following as a substitute for the whole matter :

Resolved by the House of Representatives, the Senate concurring, That the General Assembly take a recess from Thursday, December 22, 1870, to Thursday, January 5, 1871.

Mr. CRITTENDEN moved to amend, by adding the following :

"And that the members of the General Assembly be not allowed to draw their pay per diem during said recess."

Mr. MOBLEY moved to indefinitely postpone the amendment.

On this Mr. MYERS called the yeas and nays, which were taken, and are as follows :

Yeas, 65 ; nays, 27. Agreed to.

Those who voted in the affirmative are :

Messrs. Adamson, Bascomb, Bowley, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Dannerly, J. Davis, T. A. Davis, Dennis, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Giles, Goggins, J. A. Green, Hardy, Harris, Hart, C. D. Hayne, Henderson, Hudson, Humbert, Humphries, Jamison, Jervay, Johnson, Jones, Lang, Lee, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Milton, Mobley, Moore, Mickey, Nehemias, Nerland, Nuckles, Ramsay, Reedish, Rivers, Saunders, Simons, Singleton, Small, Smart, A. Smith, Sumpter, Tarlton, W. M. Thomas, Thompson, Wallace Warley Whipper and White.—65.

Those who voted in the negative are :

Messrs. Allen, Andell, Bass, Berry, Bosemon, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, Levy, Logan, Lyle, Myers, Perry, Sellers, Shanklin, R. M. Smith, Sullivan, Talbott, Taylor, Wilkes, Williams, Wilson and Wofford.—27.

The substitute was adopted.

The Resolution was adopted, and ordered to be sent to the Senate for concurrence.

The SPEAKER announced the following Standing Committee :

Public Lands.—F. H. Frost, P. R. Rivers, C. D. Hayne, J. S. Mobley, Wm. Perry, J. L. Jamison and W. M. Thomas.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 14.

IN THE SENATE, COLUMBIA, S. C., December 14, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that the consid-

eration of a Concurrent Resolution from your House to instruct the Comptroller-General to take out policy of insurance on furniture, &c., in Capitol building, has been indefinitely postponed in the Senate.

(Signed) Very respectfully,

A. J. RANSIER,
President.

Also, sent a Bill to amend an Act entitled "An Act to establish a State Orphan Asylum."

Read the first time, and referred to the Committee on Education.

Mr. DENNIS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill requiring the Treasurers of Laurens, Union and Spartanburg Counties, to levy and collect from the property-holders of said Counties, a tax sufficient to reimburse certain parties for damages sustained in consequence of the lawlessness of portions of the people of said Counties; also, to reimburse the State for expenses incurred in keeping an armed force there, and other expenses connected therewith.

Mr. BOSEMON presented the petition of Thomas D. Richardson and Wm. Drifle, of Colleton County, contesting the seats of Messrs. Small and Tarlton.

Referred to the Committee on Privileges and Elections.

Also, gave notice that he will on to-morrow, or as soon thereafter as practicable, introduce

A Bill to incorporate the Charleston Cleansing Company, of the city of Charleston.

Mr. FORD, pursuant to notice, and by leave, introduced

A Bill to cause owners of plantations and farms to keep lawful fences around their cultivated or cleared grounds.

Read the first time, and referred to the Committee on Agriculture.

Mr. BRYAN, pursuant to notice, and by leave, introduced

A Bill to authorize the County Commissioners of Charleston County to establish and maintain a ferry at a point known as Burno Ferry, on the eastern branch of Cooper River, Parish of St John's Berkely, Charleston County.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. LEVY presented the account of J. H. Leland, of Charleston County, for services as school teacher in 1867.

Referred to the Committee on Claims.

Mr. HARDY gave notice that on Monday next, or as soon thereafter as practicable, he will introduce

A Bill to provide the manner in which elections are to be conducted in this State.



Mr. ANDELL, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties."

Read the first time, and referred to the Committee on Public Lands.

Mr. MADDOCKS, pursuant to notice, and by leave, introduced

A Bill compelling farmers and planters to build fences around all cultivated lands.

Read the first time, and referred to the Committee on Agriculture.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to establish school houses in Colleton County.

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill to repeal so much of an Act entitled "An Act providing for the assesment and taxation of property" as relates to hogs.

Read the first time, and referred to the Committee on Ways and Means.

Mr. L. CAIN gave notice that on to-morrow, or soon thereafter, he will introduce

A Bill to admit William S. Tillingshast to practice law in the Circuit Courts of this State.

Also, introduced the following Resolution, which,

On motion of Mr. MOBLEY, was laid on the table:

Resolved, That from and after Thursday, December 15th, this House do meet at 11 o'clock A. M., and adjourn at 3 P. M.

Mr. GAREY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill authorizing and requiring the County Commissioners of the County of Kershaw to levy and cause to be collected a special tax, for the purpose of rebuilding the Banking Building of the Bank of Camden.

Mr. COUSART presented a petition of the County Commissioners of Lancaster, for authority to levy an additional tax.

Referred to the Committee on Ways and Means.

Also, gave notice that, on to-morrow, or some subsequent day, he will introduce

A Bill to authorize the County Commissioners of Lancaster County to levy an additional tax for County purposes.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to amend the second clause of the 18th Section of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State."

Read the first time, and referred to the Committee on the Judiciary.

Mr. SIMONS, pursuant to notice, and by leave, introduced

A Bill to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the City of Columbia," approved 26th January, 1870.

Read the first time, and referred to the Committee on Incorporations.
Also introduced the following Resolution, which was adopted :

Resolved, That the members of the Medical Committee be instructed to act in conjunction with the Committee on the Lunatic Asylum.

On motion of Mr. THOMPSON, the Rule requiring one day's previous notice to be given of the introduction of Bills was suspended for this day.

Mr. THOMPSON then, by leave, introduced

A Bill to amend an Act entitled "An Act to alter and amend an Act to authorize the sale of the Columbia Canal."

Read the first time, and referred to the Committee on Internal Improvements.

Mr. MOBLEY, pursuant to notice, and by leave, introduced

A Bill to repeal an Act entitled "An Act prohibiting the peddling of ardent spirits through the State."

Read the first time, and referred to the Medical Committee.

Mr. NUCKLES introduced the following Resolution :

Resolved, That the Committee on Ways and Means be instructed to report a Bill making an appropriation to pay the necessary expenses of maintaining order, and enforcing the laws of the State in the Counties of Union, Laurens and Spartanburg.

On motion of Mr. C. D. HAYNE, the Resolution was referred to the Committee on Ways and Means

Mr. FROST presented a petition and account of J. W. Keith, of Oconee County, for services as school teacher.

Referred to the Committee on Claims.

Mr. C. D. HAYNE, by leave, introduced

A Bill to provide for the publication of the Acts, Reports, Resolutions, Journals and other papers of the General Assembly.

Read the first time, and referred to the Committee on Public Printing.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Bill to extend the time for officers to qualify.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

The following members obtained leave of absence :

Mr. Cousart, for six days ;

Mr. Hedges, for five days.

On motion of Mr. HENDERSON, at 3:30 P. M., the House adjourned to meet to-morrow at 12 M.

THURSDAY, DECEMBER 15, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. B. F. Jackson, of Columbia.

The Journal of the previous day was read and confirmed.

The business of the morning hour was suspended in order to receive the following communication from the Sergaant-at-Arms :

To the Honorable the House of Representatives of South Carolina :

I have the honor to report that, in accordance with an order received personally from the Honorable the Speaker of the House, I delivered into the hands of Hon. T. O. P. Vernon, (at the hour of 17 minutes to 3 P. M., on yesterday,) a paper of which the following is a copy :

IN HOUSE OF REPRESENTATIVES,
COLUMBIA, S. C., December 14, 1870.

HON. T. O. P. VERNON,

Judge of Seventh Judicial Circuit.

SIR: I have the honor, in accordance with Article 7 of the Constitution of this State, to forward, for your information and consideration, the within certified copy of a Resolution adopted this day, December 14, 1870, by the House of Representatives, and also to call your attention to Section 1, Article 7, of the Constitution of South Carolina.

I have the honor to be,

(Signed) Very respectfully, your obedient servant,

F. J. MOSES, Jr.,
Speaker House of Representatives.

Resolved by the House of Representatives of the State of South

Carolina, That T. O. P. Vernon, Judge of the Seventh Judicial Circuit, be, and is hereby, impeached for high crimes and misdemeanors.

A true copy.

(Signed)

A. O. JONES,

Clerk of House of Representatives.

Respectfully submitted.

(Signed)

JOHN WILLIAMS,

Sergeant-at-Arms, House of Representatives.

Received as information.

Mr. CREWS introduced the following Preamble and Resolution :

Whereas, this House, under the powers granted to its use and exercise, by the Constitution of the State, adopted on yesterday a resolution, by the plain terms of which Hon. T. O. P. Vernon, Judge of the Seventh Judicial Circuit, was impeached of high crimes and misdemeanors ; and whereas, (as appears from the report of the Sergeant-at-Arms, the legally constituted messenger and agent of the House,) a written communication from the Honorable the Speaker of the House was delivered (at the hour of 17 mintes to 3 P. M., on yesterday,) into the hands of the said Judge Vernon by the said Sergeant-at-Arms, which said communication contained a certified copy of the said Resolution passed by the House, whereby thesaid Judge Vernon was impeached of high crimes and misdemeanors ; and which said communication also called the attention of thesaid Judge Vernon to Section 1 of Article VII of the Constitution of the State, wherein it is provided that a vote of impeachment, by the House of Representatives, shall operate as a suspension from office of the officer impeached, until judgment shall have been obtained in the case ; and whereas it is generally and positively known that after the receipt of the communication aforesaid, by the said Judge Vernon, and after he had publicly read the same and made himself acquainted with the contents thereof, he, the said Judge Vernon, continued to exercise, and did exercise, the functions of Judge in open and flagrant defiance and disobedience of the order of this House ; and whereas, further, the said Judge Vernon did, in public, declare that he cared naught for the mandate and order of the House, which the said communication conveyed to him ; therefore, be it

Resolved, That the Speaker of the House be, and he is hereby, instructed to order the said Judge Vernon, forthwith, to be and appear personally before the bar of this House, to shew cause, if any he has, why an attachment for contempt of the orders of the House should not at once issue against him.

The question being taken on the adoption of the Resolution, Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 78 ; nays, 27. Adopted.

Those who voted in the affirmative were :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Bascomb, Boston, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Crews, Dannerly, Dennis, Elliott, Ellison, Ferguson, Ford, Frost Gaither, Gantt, Gardner, Garey, Giles, Glover, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hardy, Hart, C. D. Hayne, J. N. Hayne, Henderson, Hudson, Humbert, Humphries, Hunter, Jamison, Jervey, Johnson, Keith, Kennedy, Lang, Lee, Logan, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Ramsay, Rivers, Saunders, Singleton, Smalls, Smart, A. Smith, Sumpter, Talbott, Tarlton, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White and Yocom. —78.

Those who voted in the negative were :

Messrs. Allen, Bass, Bosemon, Bowley, Crittenden, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Hagood, Hough, Hurley, Kuh, Levy, Litchfield, Lyle, Miles, Perry, Sellers R. M. Smith, Sullivan, Taylor, Wilkes, Williams, Wilson and Wofford.—27.

Mr. BYAS introduced the following Resolution, which was adopted :

Resolved, That the Committee elected by the House of Representatives, to appear at the Senate, to inform that body that the House of Representatives had impeached T. O. P. Vernon, Judge of the 7th Judicial Circuit, of high crimes and misdemeanors, and would in due time appear at the bar of the same, and sustain said impeachment, be, and are hereby ordered, to prepare articles of impeachment against the said T. O. P. Vernon, Judge of the 7th Judicial Circuit, and sustain the same at the bar of the Senate.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 15.

IN THE SENATE, COLUMBIA, S. C., December 15, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that Messrs. Hayes, Owens and Foster, have been appointed Special Committee on the part of the Senate, under Concurrent Resolution, adopted by both Houses, to investigate the affairs of the Land Commissioners, past and present.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

Also,

MESSAGE FROM THE SENATE, No. 16.

IN THE SENATE, COLUMBIA, S. C., December 15, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that Messrs. Swails, Whittemore, Smalls, have been appointed a Committee on the part of the Senate, under Concurrent Resolution to investigate the affairs of the Constabulary Department.

Very respectfully,
(Signed) A. J. RANSIER,
President of Senate.

Also, returned, with concurrence,

A Resolution for the appointment of a Special Joint Committee to investigate the Constabulary Department.

Also, returned, with concurrence,

A Resolution that the General Assembly take a recess from December 22, 1870, until January 5, 1871.

The SPEAKER announced the following

STANDING COMMITTEE.

Commerce.—P. P. Hedges, C. S. Kuh, T. Hurley, B. Byas, W. R. Jervey.

Also, announced as Special Joint Committee on the part of the House, to investigate the affairs of the Land Commissioners, Messrs. Gardner, Bowley, Berry, Lee and Saunders.

A message was sent to the Senate accordingly.

REPORTS FROM COMMITTEES.

Mr. GARDNER, from the Committee on Military Affairs, reported back the following Bills, and recommended that they do pass:

A Bill to incorporate the Hedges Light Guard, of Edisto, S. C.;

A Bill to incorporate the Moses Guards, of Ridgeway, Fairfield County, S. C.;

A Bill to repeal an Act entitled "An Act to establish a State Police."

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported from the Committee,

A Bill to incorporate the Nashville Independent Blues' Charitable Association.

Read the first time, and ordered to lie over for a second reading.

Mr. WILKES, from the Committee on the Judiciary, reported back the following Bills, and recommended that they do not pass :

A Bill to regulate the pay of grand and petit jurors ;

A Bill to punish and prevent the breaking of the peace and quiet of the Sabbath by the firing of guns or other arms.

Also, reported back the following, and recommended that they do pass :

A Bill to provide for the administration of derelict estates ;

A Bill ceding the jurisdiction of the State of South Carolina to the United States of America over such lands as may be acquired, for public purposes, by the said United States of America.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. WHIPPER, from Committee on Ways and Means, reported back a Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes, and recommended that the Joint Resolution do pass, with the following amendments :

By striking out the word and figure " eight " before the word " mills," and inserting in lieu thereof the word and figure " nine."

Also, by adding to the Resolution the following: " except the County Commissioners of Charleston and Beaufort Counties, who are authorized to levy and cause to be collected a tax not exceeding five (5) mills on the dollar."

The Joint Resolution was taken up, and put upon its second reading.

The amendment recommended by the Committee to strike out " eight " and insert " nine " was not adopted.

The amendment proposed by the Committee, by adding to the Resolution, was considered.

Mr. LEE moved to amend the amendment by adding after the word " Beaufort " the words " and Edgefield."

Mr. L. CAIN moved to indefinitely postpone the amendment to the amendment.

Pending the consideration of which, on motion of Mr. SIMONS, at the hour of 4 P. M., the House adjourned, to meet to-morrow at 12 M.

FRIDAY, DECEMBER 16, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

The unfinished business being the consideration of a Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes, the same was taken up.

On motion of Mr. JERVEY, the further consideration of the Joint Resolution was postponed, and made the Special Order for 1 P. M. this day.

REPORTS FROM COMMITTEES.

Mr. JONES, from the Committee on Incorporations, reported back

A Bill to renew and amend the charter of the town of Spartanburg, and recommended that the Bill do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BOSEMON, from the Medical Committee, reported back

A Bill to establish a hospital for the poor in Christ Church Parish, in the County of Charleston.

Also,

A Bill to repeal an Act entitled "An Act prohibiting the peddling of ardent spirits through the State," and recommended that the Bills be indefinitely postponed.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the account (\$125) of W. T. Bates, for building school-house in Greenville County, and recommended that the same be paid.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be sent to the Senate.

Also, reported back the account of L. S. Langley, for establishing schools in Beaufort County prior to November 1, 1869, and recommended payment of \$400.

On motion of Mr. S. GREENE, the Report was adopted, and ordered to be sent to the Senate.

Mr. WHIPPER, from the Committee on Ways and Means, reported back

A Senate Bill to make appropriation for the payment of the per diem and mileage of the members of the General Assembly, and the salaries of the subordinate officers, and other expenses incidental thereto, and recommended the Bill do pass, with the following amendment: By striking out, in Section 1, the word "seventy," and inserting, in lieu thereof, the word "thirty."

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

On motion of Mr. JERVEY, the Bill was taken up and immediately considered.

The amendment recommended by the Committee to Section 1 was adopted.

The Bill was read the second time, and ordered to be returned to the Senate as amended.

Also, reported back a Concurrent Resolution instructing the State Auditor to order the enforcement of the collection of taxes, and reported, as a substitute,

A Joint Resolution instructing the State Auditor to order the enforcement of the collection of taxes.

The substitute was taken up and adopted.

The Joint Resolution was read the first time, and ordered to lie over for a second reading.

Also, reported back a Joint Resolution authorizing the State Treasurer to pay the sum of fifty-eight dollars, out of the Treasury, to Henry Newton, and recommended that the Joint Resolution do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Also, reported back the petition of the Board of Trade of Charleston, against any change in the existing Usury Laws of the State, and requested to be relieved from making any report, and recommended that the petition be referred to the Committee on the Judiciary.

On motion of Mr. C. D. HAYNE, the recommendation contained in the Report was adopted.

Also, reported back a Joint Resolution, authorizing the State Auditor to suspend proceedings in certain cases, and recommended that the same do pass.

On motion of Mr. MOBLEY, the report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

On motion of Mr. TALBOTT, the Rule requiring one day's previous notice to be given of the introduction of Bills, was suspended for this day.

Mr. TALBOTT then, by leave, introduced

A Bill to incorporate the Abbeville Agricultural Society.

Read the first time, and referred to the Committee on Incorporations.

Mr. PERRY gave notice that he will on to-morrow, or some future day, ask leave of the House to introduce

A Bill to amend an Act entitled "An Act to regulate the rates of toll to be taken at the several grist mills throughout the State."

Mr. WILKES, pursuant to notice, and by leave, introduced

A Bill to protect the rights of parents, and to prevent the procuring and carrying from the State persons under the age of 21 years.

Read the first time, and referred to the Committee on the Judiciary.

Also, a Bill to renew and extend an Act to provide a mode by which to perpetuate testimony in relation to deeds, wills, choses in action, and other papers destroyed or lost during the recent war.

Read the first time, and referred to the Committee on the Judiciary.

Mr. MYERS presented petition of Alfred Williams, Sheriff of Beaufort County, for payment of *nulla bona* costs.

Referred to the Committee on Ways and Means.

Mr. KUH, pursuant to notice, and by leave, introduced

A Bill to authorize and direct the County Commissioners of each County to settle all claims or evidences of indebtedness against the several townships in their County.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HURLEY introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That one thousand extra copies of the Report of the Commissioner of Agricultural Statistics be published and placed in the hands of the Commissioner for gratuitous distribution.

On motion of Mr. HURLEY, the Concurrent Resolution was referred to the Committee on Public Printing.

Also, presented petition of Risley & Creighton, of Charleston, for refundment of taxes overpaid.

Referred to the Committee on Ways and Means.

Mr. BOSEMON, pursuant to notice, and by leave, introduced

A Bill to incorporate the Charleston Cleansing Company.

Read the first time, and referred to the Medical Committee.

The SPEAKER laid before the House the following communication from Hon. T. O. P. Vernon :

COLUMBIA, December 15, 1870.

TO THE HON. F. J. MOSES, JR.,

Speaker of the House of Representatives.

SIR: I have the honor to acknowledge the receipt of your official communication of yesterday evening, conveying the Resolution of the House of Representatives of the State of South Carolina, in words following, to wit: "That T. O. P. Vernon, Judge of the

Seventh Judicial Circuit, be, and is hereby, impeached for high crimes and misdemeanors." I have no complaint to make against this action of the House of Representatives when it sees fit to prefer charges against me as a public officer, provided these charges are made as to form and substance in such manner that they can be answered and met by me. This is the constitutional prerogative of the House of Representatives, on the one hand, and it is my constitutional right, on the other hand, to answer the charges, and repel them as best I may; and to this end, I demand my trial. Let the charges be now made, and I am prepared to defend my official conduct in the presence of the Senate, sitting as a Court of Impeachment. I demand the specification of the high crimes with which I have been charged. I demand the specification of misdemeanors charged upon me in the exercise of the functions of the high office to which I have been chosen. Permit me to say that I did not seek the office of Judge in South Carolina. I was appointed to it by the General Assembly without solicitation on my part; in point of fact, even without my knowledge. I felt then as I feel now, my unworthiness to stand in the place of the illustrious men of this State who have heretofore, without fear and without reproach, worn the judicial ermine, who, by their courage, their profound learning, and unsullied virtue, rendered illustrious the judicial history of the Commonwealth.

I accepted the office with neither the hope nor expectation that I could illustrate it with that learning, or exalt it with that ability, which had characterized its past history. But, in an humble sphere, I honestly felt that, with God's help, I could maintain untarnished, at least, its ancient purity and unsullied virtue. Great judicial talents may adorn the State, but without these advantages a less shining judicial quality, to wit: judicial integrity, may often serve the State. In this latter quality, at least, I claim to be the peer of the first among the first, and challenge an investigation, without fear of proof to the contrary. It may be to my individual comfort, and, perhaps, it might gratify some that I should now tender to the General Assembly the commission which I received from it without solicitation, accepted in deference to its judgment, have held without dishonor, and am prepared to surrender without regret. But in this grave issue, personal consideration must yield to a sense of public duty. I do not stand alone. The independence and integrity of the judicial branch of the Government shall not be stricken down in my person without at least a fearless, though it may be ineffectual, effort to resist all assaults upon either, come from whatever quarter they may. With this resolve, I submit myself to the action of the House of Representatives, and have the honor to communicate the same through you, its presiding officer. I shall appear in person when sum-

FRIDAY, DECEMBER 16, 1870.

moned by the Senate, assisted by my counsel, the Hon. Joseph D. Pope and Col. A. C. Haskell, counsellors at law, of this city.

I am, sir, very respectfully,

Your obedient servant,

(Signed)

T. O. P. VERNON.

Also, the following paper :

THE STATE OF SOUTH CAROLINA, }
RICHLAND COUNTY. } Warrant of Attorney.

I authorize and empower Joseph D. Pope and Alexander C. Haskell to appear as my attorneys in the matter of impeachment brought against me by the House of Representatives of the State of South Carolina. This 15th day of December, 1870.

(Signed)

T. O. P. VERNON.

Received as information.

Also, the following :

THE STATE OF SOUTH CAROLINA, }
RICHLAND COUNTY. }

Personally appeared T. O. P. Vernon, who, being sworn, says that he is confined to his bed by illness, and cannot appear to-day before the House of Representatives, and he, for this cause, craves time to answer to the charge of contempt brought against him by the said House.

(Signed)

T. O. P. VERNON.

Sworn to, this 16th December, 1870.

JOS. DAN'L POPE,
Notary Public.

On motion of Mr. CREWS, the request was granted.

At the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes.

The consideration of the motion (by Mr. Cain) to indefinitely postpone the amendment to the amendment was renewed.

Mr. CAIN withdrew the motion to indefinitely postpone.

Mr. LEE withdrew the amendment to the amendment.

The consideration of the following amendment, proposed by the Committee, was renewed : to add to the Resolution "excepting the County Commissioners of Charleston and Beaufort Counties, who are authorized to levy and cause to be collected a tax not exceeding five (5) mills on the dollar."

On motion of Mr. BOSEMONT, the amendment was amended by striking out "five," and inserting "three and one-half."

On motion of Mr. THOMPSON, the amendment was further amended by adding "excepting the County Commissioners of Richland, Georgetown and Laurens Counties, who are hereby authorized to levy and cause to be collected a tax not exceeding four (4) mills on the dollar."

The amendment, as amended, was adopted.

On motion of Mr. R. M. SMITH, Section 1 was further amended by striking out the word "eight," and inserting in lieu thereof the word "five."

Mr. LEE moved to postpone the further consideration of the Resolution, and make it the Special Order for to-morrow, at 1 P. M.

On this, Mr. A. SMITH called the yeas and nays, which were taken, and are as follows:

Yeas, 68; nays, 38. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Bosemon, Boston, Bowley, Bryan, Byas, E. Cain, Corwin, Crews, Dannerly, T. A. Davis, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Garey, Giles, Goggins, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Henderson, Hudson, Humbert, Humphries, Hurley, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Kuh, Lee, Lloyd, Maddocks, McDaniels, W. J. McDowell, Milton, Mobley, Moore, Nerland, Nuckles, Pen-dergrass, Ramsay, Reedish, Rivers, Saunders, Singleton, Small, Smart, Sumpter, Talbott, Tarlton, W. M. Thomas, J. W. Thomas, Wallace and Warley.—68.

Those voting in the negative are:

Messrs. Allen, Andell, Barker, Bascomb, Bass, L. Cain, Crittenden, J. Davis, Derrick, Doyle, Duncan, Glover, Hagood, Hough, Hunter, Jervey, Lang, Litchfield, Logan, Lyle, T. D. McDowell, Mead, Miles, Mickey, Myers, Nehemias, Perry, Sellers, Simons, A. Smith, R. M. Smith, Sullivan, Taylor, Thompson, Wilkes, Williams, Wilson and Wofford.—38.

Mr. T. A. DAVIS introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That each Board of County Commissioners in the State be hereby required to furnish this General Assembly with the following information:

1. The amount of all cash money in their respective County Treasuries.

2. The total amount of taxes collected for County purposes during the present year.

3. The total amounts of expenditures during the years 1868, 1869 and 1870.

4. The total amount of debts now due by each County.

5. The total value of all taxable property in each County according to the last assessment.

Resolved, further, That it shall be the duty of each Board of County Commissioners, by the first Monday in February, A. D. 1871, to transmit to each House of the General Assembly, through their respective presiding officers, all of the above information.

Mr. BOSEMON presented the account of Peyre Porcher, M. D., for *post mortem* examination.

Referred to the Medical Committee.

The SPEAKER presented the account of the Sergeant-at-Arms against the House of Representatives.

Referred to the Committee on Contingent Accounts.

Mr. HURLEY introduced

A Joint Resolution to pay Hon Z. Platt, Judge of the Second Judicial Circuit, for extra services, in holding Court in the First Judicial Circuit.

Read the first time, and referred to the Committee on Ways and Means.

Mr. ANDELL gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to authorize Henry C. Lancaster, Smith Howe and Henry A. Towles, to collect wharfage and storage.

Mr. WARLEY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to empower the County Commissioners of Clarendon County to levy a special tax for the purpose of building a court house and jail for Clarendon County.

Mr. MADDOCKS gave notice that he will on to-morrow, or on some subsequent day, introduce

A Bill to give medical attendance to the poor.

Also, pursuant to notice, and by leave, introduced

A Bill to establish school houses in Colleton County.

Read the first time, and referred to the Committee on Education.

Mr. HUMBERT gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to regulate the mileage and per diem of grand and petit jurors.

Also, introduced

Joint Resolution authorizing the County Commissioners of Darlington County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. CAIN, pursuant to notice, and by leave, introduced

A Bill to admit Wm. Tillinghast to practice law in the Circuit Courts in this State.

Read the first time, and referred to the Committee on the Judiciary.

Mr. L. CAIN gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to provide for the widows and orphans of men murdered for their political opinions, or otherwise.

Mr. BARKER gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill requiring all parties instituting civil actions to pay the costs of Sheriff, Clerk and Attorneys in advance, excepting parties instituting actions for the recovery of wages or shares of crops.

Mr. KENNEDY presented account of Miss M. A. Buie, for teaching school in Edgefield County.

Referred to the Committee on Claims.

Mr. J. A. GREEN introduced the following Resolution :

Resolved, That the Committee on Ways and Means be requested and directed to fix the pay of the attachees of the House.

On motion of Mr. JERVEY, the Resolution was amended by adding the following: " and that the Committee report the rate of pay allowed to this House."

The Resolution, as amended, was adopted.

Mr. SMART, by leave, introduced

A Bill authorizing the State to purchase the stock of the Columbia Bridge Company, and to erect a free bridge over the Congaree River.

Read the first time, and referred to the Committee on Ways and Means and Roads, Bridges and Ferries jointly.

Mr. JONES, by leave, introduced

A Bill to incorporate the Winyah Guards, of Georgetown, S. C.

Read the first time, and referred to the Committee on Military Affairs.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to grant, renew, alter and amend the charter of certain towns and villages in the State of South Carolina.

Mr. CRITTENDEN gave notice that he will on to-morrow, or some future day, ask leave to introduce

A Bill to renew the charter of the Protestant Episcopal Church in Greenville County, and to declare valid all acts done by the vestry of said church since the expiration of their charter.

Mr. ADAMSON presented the petition of Calvin Macral and others for a charter of the Camden Steam Mill Company.

Referred to the Committee on Incorporations.

Mr. DANNERLY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill authorizing the appointment of a Commissioner, and for the better protection of the poor and orphan children in each County.

Mr. BYAS gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to regulate and secure to Clerks of Circuit Courts their fees and costs in civil suits.

Mr. JAMISON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to change the time and manner of assessing personal property in this State.

Mr. WALLACE, by leave, introduced

A Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices."

Read the first time, and referred to the Committee on the Judiciary.

Mr. SIMONS presented the account of the Columbia Gas Company.

Referred to the Committee on Contingent Accounts.

Mr. R. M. SMITH introduced the following Resolution, which was,
On motion of Mr. CREWS, laid on the table :

Resolved, That Messrs. Joseph D. Pope and Alexander C. Haskell, attorneys at law, who have presented their warrant of attorney from the Hon. Thomas O. P. Vernon, be heard as his counsel at the bar of this House, in the matter of contempt charged against the said Thomas O. P. Vernon, to-morrow at 1 o'clock.

Mr. SINGLETON introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That the Clerk of the House of Representatives and the Clerk of the Senate be instructed to draw pay certificates for the per diem and mileage of members from November 22, 1870, to January 4, 1871, inclusive, and in such amounts for officers and attachees of the General Assembly as the Chairmen of the Committee on Ways and Means of the House, and the Committee of Finance of the Senate, may determine.

Mr. MOBLEY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to charter Shelton's Ferry, Smith's Ferry, Wood's Ferry, and Skief's Ferry, on Broad River.

Mr. PENDERGRASS gave notice that, on to-morrow, or some subsequent day, he will introduce

A Bill to amend the Act to provide for the appointment of a Land Commissioner, and to define his powers and duties.

Mr. FROST, pursuant to notice, and by leave, introduced

A Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics.

Read the first time, and referred to the Committee on Public Lands.

Also,

A Bill to secure to County officials payment of their official dues by County Treasurers.

Read the first time, and referred to the Committee on Ways and Means.

Mr. CREWS gave notice that he will, on to-morrow, or some subsequent day, introduce

A Bill to authorize the Land Commissioner to purchase a sufficient quantity of land, and appropriate the same for the free use and benefit of all parties compelled to leave their homes from the Counties of Union, Laurens and Spartanburg, said tracts not to contain more than one hundred acres for each family.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Concurrent Resolution, inquiring why certain accounts of teachers for services rendered have not been paid by the State Treasurer.

The Resolution was concurred in, and ordered to be returned to the Senate.

Also, sent

A Bill to renew and amend the charter of the town of Abbeville.

Also,

A Bill to charter the town of Yorkville.

Read the first time, and referred to the Committee on Incorporations.

Also, returned, with concurrence,

A Resolution to authorize the employment of one additional Solicitor by the Attorney-General.

On motion of Mr. BOSEMON, the vote whereby the Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes was postponed, and made the Special Order for to-morrow, at 1 P. M., was reconsidered.

The Joint Resolution was taken up.

On motion of Mr. BRIGGS, Section 1 was amended by striking out the word "five," and inserting the word "eight."

The Joint Resolution was read the second time, and ordered to be engrossed.

Mr. Talbott obtained leave of absence, for four days.

On motion of Mr. JAMES DAVIS, at 3:10 P. M., the House adjourned to meet to-morrow, at 12 M.

SATURDAY, DECEMBER 17, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS OF COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Senate Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill supplementary to an Act entitled "An Act to authorize administrators, executors and other fiduciaries, to sell certain evidences of indebtedness at public sale, and to compromise in certain cases."

The Bill was taken up, read the third time, passed, and ordered to be sent to the Senate.

Mr. J. N. HAYNE, from the Committee on Public Printing, reported back a Bill to provide for the publication of the Acts, Reports, Resolutions, Journals, and other papers of the General Assembly, and recommended that the Bill do pass, with the following amendments:

Strike out, in Section 1 of the printed Bill, all after the word "authorized," on the fifth line, and insert the following: "To provide, by contract, for the permanent and current printing of the General Assembly: *Provided*, Said contract shall be approved by the Senate and House of Representatives."

Strike out all of Section 2 of the printed Bill; substitute Section 3 for Section 2. Also, substitute Section 4 of printed Bill for Section 3.

Substitute the following for Section 4 of the printed Bill:

"That the State Treasurer be, and he is hereby, authorized and directed to pay all accounts for said work out of any moneys in the Treasury not otherwise appropriated: *Provided*, The Clerks of the respective Houses shall first certify that said accounts are just and correct in all respects, and that the work has been performed in pursuance of contract."

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. PERRY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to form a new County out of portions of Oconee, Pickens and Anderson Counties, to be called Pendleton, with the County seat at Pendleton.

Also,

A Bill to amend the law in relation to sales day in the Eighth Judicial Circuit.

Mr. MICKEY introduced

A Joint Resolution authorizing and requiring the County Commissioners of Charleston County to levy a special tax for school purposes.

Read the first time, and referred to the Committee on Education.

Mr. ANDELL, pursuant to notice, and by leave, introduced

A Bill to authorize Henry C. Lancaster, Smith Howe and Henry A. Towles to collect wharfage and storage.

Read the first time, and referred to the Committee on Commerce.

Mr. L CAIN gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to amend an Act to grant, renew and amend the charters of certain towns and villages therein mentioned.

Mr. LEE gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to amend an Act entitled "An Act to define the duties and jurisdiction of County Commissioners."

Mr. MOBLEY gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill providing for the election of a Land Commissioner in each of the several Counties of the State by Joint Convention of the General Assembly.

Mr. WHITE, pursuant to notice, and by leave, introduced

A Bill requiring the County Treasurers of the respective Counties of the State, to attend at each polling precinct in his County, for the collection of taxes.

Read the first time, and referred to the Committee on Privileges and Elections.

Also, introduced the following Preamble and Resolution, which,

On motion of Mr. LEE, were referred to the Committee on Public Lands:

Whereas it is known that it would be inexpedient to vote for any appropriations for re-establishing the Land Commission before a report is made to this General Assembly; therefore,

Be it resolved, That no Bill or Resolution looking to the re-organization of the Board of Land Commissioners be considered, until a full report has been made to this House by the same.

Mr. BYAS, pursuant to notice, and by leave, introduced

A Bill to regulate and secure to Clerks of Circuit Courts their fees and costs in civil suits.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WILKES introduced a Joint Resolution, authorizing Placidia Adams to take an appeal to the Supreme Court of the State without executing an undertaking for costs and damages.

Read the first time, and referred to the Committee on the Judiciary.

Mr. KUH introduced a Joint Resolution, authorizing the Governor to commission a Coroner for Beaufort County.

Read the first time, and referred to the Committee on the Judiciary.

Mr. O'CONNELL presented the account of J. A. Selby, balance due on account of printing Acts, &c.

Referred to the Committee on Claims.

Mr. BYAS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend an Act entitled "An Act to appoint a Land Commissioner, and to define his powers and duties."

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill regulating the per diem and mileage of Grand and Petit Jurors.

Read the first time, and referred to the Committee on the Judiciary.

Mr. SMART gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to incorporate the Lebanon Presbyterian Church, Fairfield County.

Mr. CRITTENDEN, pursuant to notice, and by leave, introduced

A Bill to renew the charter of the Protestant Episcopal Church in Greenville, and to declare valid all acts done by the vestry of said Church since the expiration of their former charter.

Read the first time, and referred to the Committee on Incorporations.

Mr. DENNIS, pursuant to notice, and by leave, introduced

A Bill for the better protection of life and property against accidents from the use of steam boilers.

Read the first time, and referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to alter and amend an Act to alter and amend the charter of the city of Greenville.

Read the first time, and referred to the Committee on Incorporations.
Also,

A Joint Resolution authorizing the Attorney-General to employ assistance in certain suits now pending, and making an appropriation to pay for the same.

Read the first time, and referred to the Committee on the Judiciary.
Also, the following:

MESSAGE FROM THE SENATE, No. 17.

IN THE SENATE, COLUMBIA, S. C., December 17, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body, that they refuse to concur in the amendment of your House to Section 1 of Senate Bill to make appropriations for the payment of the per diem and mileage of the members of the General Assembly, &c. The Bill is respectfully returned herewith.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate.

Mr. JERVEY moved that the House recede from its amendment.

Mr. O'CONNELL moved, as a substitute, that a message be sent to the Senate, informing that body that the House respectfully insists upon the amendment. Agreed to.

A message was sent to the Senate accordingly.

Also, returned, with concurrence,

A Resolution, instructing Clerks of both Houses to issue pay certificates to members, &c., from November 22, 1870, to January 4, 1871.

The SPEAKER announced as Special Committee to investigate the affairs of the Constabulary Department, Messrs. Mobley, Jervy and O'Connell.

A message was sent to the Senate accordingly.

Mr. WILKES arose and stated that Hon. T. O. P. Vernon was present to answer to the charge of contempt brought against him by the House of Representatives.

Hon. T. O. P. Vernon then appeared before the bar of the House and stated that owing to physical inability he would request of the House permission to answer by counsel.

On motion of Mr. WHIPPER, the request was granted, and the answer was made the Special Order for this day, at 1:30 P. M.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to repeal so much of the Act of 1839 as prohibits Clerks of

Courts from practicing in law and equity in the various Courts of this State was taken up.

On motion of Mr. MOBLEY, the enacting clause of the Bill was stricken out.

A Joint Resolution to authorize the State Librarian to purchase certain volumes of State Reports was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to recharter the Pumpkintown Turnpike Road, in Pickens County, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to recharter Moore's Ferry under the name of Dinkins' Ferry, over the Catawba River, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to regulate the right of traverse was taken up.

On motion of Mr. HAGOOD, the Bill was recommitted to the Committee on the Judiciary.

A Bill to regulate the pay of grand and petit jurors was taken up.

On motion of Mr. HAGOOD, the enacting clause of the Bill was stricken out.

A Bill to punish and prevent the breaking of the peace and quiet of the Sabbath by the firing of guns or other arms was taken up.

Mr. THOMPSON moved to strike out the enacting clause.

Mr. MOBLEY moved that the Bill be printed.

Mr. BYAS moved to indefinitely postpone the whole matter.

A debate ensued, pending which, at the hour of 1:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

The reading of the answer of Hon. T. O. P. Vernon.

The Hon. Joseph D. Pope, counsel for Hon. T. O. P. Vernon, appeared and read the following answer:

REPLY OF JUDGE VERNON.

In the matter of the Resolution of the House of Representatives charging contempt against Thomas O. P. Vernon, Judge of the Seventh Circuit.

I have been summoned to appear before the House of Representatives of the State of South Carolina, upon a Resolution of that body, to show cause, if any I have, why an attachment for contempt of the orders of the House should not at once issue against me, in this: "That on yesterday a Resolution, by the plain terms of which the Hon. T. O. P. Ver-

non, Judge of the Seventh Judicial Circuit, was impeached of high crimes and misdemeanors; and, as appears from the report of the Sergeant-at-Arms, the legally constituted messenger and agent of the House, a written communication from the Honorable the Speaker of the House was delivered (at the hour of 17 minutes to 3 P. M. yesterday) into the hands of the said Judge Vernon by the said Sergeant-at-Arms, which said communication contained a certified copy of the said Resolution passed by the House, whereby the said Judge Vernon was impeached of high crimes and misdemeanors, and which said communication also called the attention of the said Judge Vernon to Section 1, Article VII, of the Constitution of the State, wherein it is provided that a vote of impeachment by the House of Representatives shall operate as a suspension from office of the officer impeached until judgment shall have been obtained in the case; and it is generally and positively known that after the receipt of the communication aforesaid by the said Judge Vernon, and after he had publicly read the same, and made himself acquainted with the contents thereof, he, the said Judge Vernon, continued to exercise and did exercise the functions of Judge, in open and flagrant disobedience to the orders of the House; and, further, the said Judge Vernon did in public declare that he cared naught for the mandate and order of the House, which the said communication conveyed to him." For answer thereto, and for cause, I, T. O. P. Vernon, Judge as aforesaid, respectfully show that neither by *word* nor by *act* have I held in contempt the order and mandate of the House of Representatives.

The facts are briefly these: Certain persons, citizens of Laurens County, in this State, held in custody by the Sheriff of Richland County, sued out before me writs of *habeas corpus*, and I was actually sitting as a Judge in the said cases in the Court House in the City of Columbia, when a Resolution of the House of Representatives was handed to me. I do not now remember the hour, nor do I now remember whether I had then signed the order for the discharge of the prisoners upon bail when the Resolution was handed to me by a person who, I suppose, was the Sergeant-at-Arms of the House. I do not now remember what words I used on the occasion or subsequently. I am sure I did not use the words "I cared naught for the mandate and order of the House." My recollection is, that neither then nor subsequently, did I use these words. If the words were used, and were contemptuous, they were not used in the *presence* of the House, and, therefore, they do not render me amenable to an attachment for contempt. I am very sure I did say at the time that the Resolution was served upon me, and perhaps subsequently, that I did not regard the Resolution of the House as a suspension from office, or words to that effect. I do not admit that I "continued to execute the function of Judge" after the service of the Resolution. If, in point of

fact, and of time, I did sign the order for bail *after* the service, it was not "in open and flagrant disobedience of the order of the House." Such was not my purpose at the time. The intention of resisting the action of the House in this mode and manner did not then, nor has it since, influenced my conduct. I believed then, and believe now, that I was in the discharge of my duty in hearing the cases on *habeas corpus*; that this could be construed into a contempt of the "mandate and order of the House" did not, for a moment, occur to my mind. The absence of such intention will, I think, be apparent from my written communication to the House in response to the Resolution, which communication bears date the 14th instant. I am quite willing to assume the responsibility of my whole action in the premises, but I am not willing that that should be tortured into a contempt, which was not intended as a contempt in point of fact, and was not a contempt in point of law. The question arises, did the Resolution of the House of Representatives, served upon me, operate as a suspension from office? I hold that it did not. A mere Resolution of the House *to impeach* a public officer is not *an impeachment*. It is a mere resolve to do a thing which has not been done.

In Section 1, Article VII, of the Constitution, it is provided that the House shall have the power of impeachment; a vote of two-thirds shall be required, "and any officer impeached shall thereby be suspended from office until judgment in the case shall have been pronounced." A two-thirds vote is necessary to a Resolution to impeach, but the officer is "thereby suspended" by what? Not by the *vote* on the Resolution *to impeach*, but by the *impeachment itself*. Now what is an impeachment? Mr. Justice Story will answer the question. Taking that authority for a guide, "an impeachment may be defined to be a *written accusation* by the House of Representatives *to the Senate* against an officer." The written accusation is called articles of impeachment. Until this written accusation is made to the Senate there is no impeachment. In this connection, Section 13, Article I, of the Constitution of South Carolina, provides that "no person shall be held to answer for any crime or offence until the same is fully, fairly, plainly, substantially and formally described to him." The impeachment commences with the presentment *from the House to the Senate*. What is the mode of proceeding? When a person who may be legally impeached has been guilty, or is supposed to have been guilty, of some malversation in office, a Resolution is generally brought forward by a member of the House of Representatives either to accuse the party or for a Committee of inquiry. If the Committee report adversely to the party, they give a statement of the charges, and recommend that *he be impeached*. When the Resolution is adopted by the House, a Committee is appointed *to impeach* the party

at the bar of the Senate, and to state that the articles of impeachment against him will be exhibited in due time, and made good before the Senate, and to demand that the *Senate* take order for the appearance of the party to answer to the impeachment. The House then agrees to the articles of impeachment, and they are presented to the Senate by a Committee appointed by the House to prosecute the impeachment. The *Senate* then issues process summoning the party to appear at a given day before them to answer to the articles. The process is served by the Sergeant-at-Arms of the *Senate*. This is the impeachment in accordance with Section 13, Article I, of the Constitution of this State, directing that the offence be fully, fairly, plainly, substantially and formally described, and at this point comes into operation Section 1 of Article VII of the Constitution, directing that "any officer impeached shall thereby be suspended from office," &c.

None of these things have yet been done, and I shall submit myself to them when they are done. As a Judge in South Carolina, it surely can be no contempt to the House of Representatives, that I stand upon my constitutional rights. The whole proceeding in impeachment is derived from the English law. What is the proceeding there? The course pursued, is a vote in the House of Commons, ordering articles of impeachment upon such probable cause as might be considered by it sufficient. Thus far the proceeding is altogether *ex parte*. It has been well expressed by another: "The accused party was neither summoned nor heard, and the House satisfied itself as to the propriety of the proceeding, either by taking *ex parte* testimony before a committee or in any other way, which was deemed advisable. Upon the vote being decided in favor of impeachment, articles were drawn up setting forth particulars, and these were sent up to the House of Lords, under certain managers appointed from their own body, by the House of Commons; at this point of the proceedings the accused *was made a party* for the *first time*, and the matter then assumed the form of a cause to be tried upon proof and defence, before the Lords as Judges. The House of Commons were virtually the Grand Jury and prosecutors, and the House of Lords united in itself the functions of the Court and Petit Jury to try the cause." By this well expressed rule, so far, every thing against me has been *ex parte*—the proceeding thus far has been to make an *accusation*, which ultimately is to be worked into the form of a cause—in other words, the proceeding thus far has been to make preparation for an impeachment, which hereafter is to become an impeachment in fact. Mr. Justice Story, describes impeachment as a kind of Bill of Indictment found by the Commons, and tried by the Lords. Measured, then, by the rule of a common law indictment, I would ask, what is an indictment? It is defined in the books to be "a written accusation of one or more persons, of a crime or misdemeanor,

presented to and preferred upon oath or affirmation, by a Grand Jury legally convoked."

If, then, the House of Representatives stands, as it were, in the place of the Grand Jury until the articles of impeachment are presented, how can a mere Resolution of the House to impeach stand in the place of this presentment to the Senate; and until there be a presentment to the Senate, how can there be an impeachment; and until there be an impeachment, how can there be, under the Constitution, a suspension from office; and until there be a suspension from office, how can an officer, under the Constitution, be ordered by the House of Representatives to cease from exercising the functions of his office; and if he continue exercising the functions of his office, how can he be said to be in open and flagrant contempt of the House of Representatives. In saying, then, at the time when the Resolution of the House was served upon me, or at any time subsequently, that I did not regard it, and in letting to bail the prisoners who were before me on *habeas corpus*, whether the order was signed before or after the Resolution of the House was served upon me, there could, in the very nature of things, be no contempt.

1. No contempt to the House of Representatives was intended.
2. There was no contempt to the House of Representatives by word or act.
3. There was no contempt to the House of Representatives in contemplation of law.

(Signed)

T. O. P. VERNON.

Mr. WHIPPER moved that the answer, with the matter relative thereto, be referred to a Special Committee of five, said Committee to report to this House on Monday at 12:30 P. M., and that said Committee be authorized to send for persons and papers. Agreed to.

On motion of Mr. WHIPPER, the Hon. T. O. P. Vernon was released on his word of honor to appear on Monday next at 12:30 P. M.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 18.

IN THE SENATE, COLUMBIA, S. C., December 17, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that they insist upon their refusal to concur in the amendment of your House to Section 1 of Senate Bill to make appropriation for the payment of the per diem and mileage of the members of the General Assembly, and request the ap-

pointment of a Committee of Conference. Messrs. Greene, Leslie and Nash have been appointed a Committee on the part of the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,
President.

On motion of Mr. WHIPPER, a Committee of Conference, consisting of five members, was appointed on the part of the House.

The SPEAKER announced as said Committee, Messrs. Whipper, Gardner, Hurley, Bosemon and Briggs.

A message was sent to the Senate accordingly.

Also, sent the following :

A Bill to repeal an Act entitled " An Act to establish a State Police."

Read the first time, and referred to the Committee on Military Affairs.

A Bill to incorporate the Young Men's Brotherly Association.

Read the first time, and referred to the Committee on Incorporations.

A Bill to extend the limits of the town of Camden.

Read the first time, and referred to the Committee on Incorporations.

A Bill to incorporate the Stonewall Fire Engine Compay of Chester.

Read the first time, and referred to the Committee on Incorporations.

Also, returned, with concurrence,

A Resolution requiring certain reports from County Commissioners.

The consideration of the General Orders was resumed.

The question being taken on the motion (by Mr. Byas) to indefinitely postpone the consideration of a Bill to punish and prevent the breaking of the peace and quiet of the Sabbath by the firing of guns or other arms, it was agreed to.

A Bill to repeal an Act entitled " An Act to establish a State Police " was taken up.

On motion of Mr. DENNIS, the further consideration of the Bill was postponed, and made the Special Order for Monday, January 9, 1871, at 1 P. M.

A Bill to incorporate the Hedges Light Guard, of Edisto, S. C., was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Moses Guards, of Ridgeway, Fairfield County, South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution to authorize the State Treasurer to pay the sum of fifty-eight dollars to Henry Newton was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Joint Resolution to instruct the State Auditor to suspend proceedings in certain cases was taken up

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to incorporate the Nashville Independent Blues Charitable Association was taken up.

The Bill was read the second time, and ordered to be engrossed.

On motion of Mr. WHIPPER, it was

Ordered, That when this House adjourns, it stand adjourned until 7 P. M.

The following members obtained leave of absence:

Mr. Jervay, for five days.

Mr. Hough, for five days.

On motion of Mr. HARDY, at 2:30 P. M., the House adjourned, to meet at 7 P. M.

EVENING SESSION.

Pursuant to adjournment the House met at 7 P. M.

The SPEAKER took the Chair.

The roll was called and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

Mr. HURLEY, on behalf of the Committee of Conference on a Bill to make appropriations for the payment of the per diem and mileage of members of the General Assembly, salaries of subordinate officers, and other expenses incidental thereto, reported verbally that the Committee on the part of the Senate had failed to meet the Committee on the part of the House, and, therefore, no report could be made.

Received as information.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to provide for the publication of the Acts, Reports, Resolutions, Journals, and other papers of the General Assembly.

Read the first time, and referred to the Committee on Public Printing.

Mr. Hurley obtained leave of absence for three days.

The SPEAKER announced as the Special Committee to consider the answer of Hon. T. O. P. Vernon to the charge of contempt preferred by the House of Representatives, Messrs. Whipper, Bosemon, Crews, Yocom and Singleton.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to provide for the administration of derelict estates was taken up.

The Bill was put upon its second reading.

On motion of Mr. WILSON, the Bill was recommitted to the Committee on the Judiciary.

A Joint Resolution to instruct the State Auditor to order the enforcement of the collection of taxes was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to renew and amend the charter of the town of Spartanburg was taken up.

The Bill was put upon its second reading.

Section 4 was passed to a third reading.

On motion of Mr. SIMONS, the further consideration of the Bill was postponed, and made the Special Order for Tuesday, December 20, at 1 P. M.

A Bill to establish a hospital for the poor in Christ Church Parish, in the County of Charleston, was taken up.

On motion of Mr. FERGUSON, the further consideration of the Bill was indefinitely postponed.

A Bill to repeal an Act entitled "An Act to prohibit the peddling of ardent spirits through the State," was taken up.

Mr. THOMPSON moved to strike out the enacting clause of the Bill.

Mr. HURLEY moved that the further consideration of the Bill be postponed, and made the Special Order for Tuesday, December 20, at 2 P. M., and to be printed.

On this Mr. MOBLEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 16 ; nays, 80. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, L. Cain, E. Cain, Corwin, Dennis, Ellison, S. Greene, J. A. Green, Henderson, Hurley, Kennedy, Lee, W. J. McDowell, Mobley and O'Connell.—16.

Those voting in the negative are :

Messrs. Andell, Bass, Berry, Bosemon, Bowley, Briggs, Bryan, J. Davis, Doyle, Duncan, Dusenbury, Elliott, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goggins, Guffin, Hagood, Hardy, Hart, C. D. Hayne, J. N. Hayne, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Kuh, Litchfield, Lyle, Maddocks, McDaniels, T. D. McDowell, Mead, Miles, Milton, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, Pendergrass, Perry, Ramsay, Reed-

ish, Saunders, Sellers, Shanklin, Simons, Singleton, Smalls, Smart, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, White, Wilkes, Williams, Wilson, Wofford and Yocom.—80.

The question recurred on the motion to strike out the enacting clause.

Mr. DENNIS moved to indefinitely postpone the motion to strike out.

Mr. SINGLETON moved to lay on the table the motion to indefinitely postpone.

Pending the consideration of the motion, at 8:30 P. M., on motion of Mr. A. SMITH, the House adjourned, to meet on Monday next at 12 M.

MONDAY, DECEMBER 19, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Saturday was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BYAS, from the Committee on Claims, reported back the account (\$101.05) of J. H. Leland, of Charleston, for services as school teacher in 1867, and recommended payment.

On motion of Mr. MOBLEY, the Report was adopted, and ordered to be sent to the Senate.

Mr. FROST, from the Committee on Public Lands, reported back a Bill to authorize the Land Commissioner to purchase lands on the islands of Edisto and Wadmalaw, S. C., and recommended that the Bill do not pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. J. N. HAYNE, from the Committee on Public Printing, reported back a Senate Bill to provide for the publication of the Acts, Reports, Resolutions, Journals, and other papers of the General Assembly, and recommended that, as there is a Bill of similar title before the House,

the House Bill be laid on the table, and the Senate Bill be put upon its second reading.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bills.

The House Bill was taken up.

On motion of Mr. JONES, the consideration of the Bill was postponed, and made the Special Order for 1 P. M. this day.

Mr. BRIGGS, from the Committee on Agriculture, reported back a Bill to provide for the erection of sufficient fences, and keeping the same in repair, and recommended that the Bill do pass, amended as follows:

Section 1, line 12, after the word "cultivation" add "or in pasture";

Section 2, line 25, after the word "Justices" add "or Justices of the Peace, or Magistrates;"

Section 2, line 40, after the word "Justices" add "or Justices of the Peace, or Magistrates."

On motion of Mr. SMITH, the report was laid on the table, to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill compelling farmers and planters to build fences around all cultivated lands; also, a Bill to cause owners of plantations and farms to keep lawful fences around their cultivated or cleared grounds; and recommended that the Bills do not pass.

On motion of Mr. C. D. HAYNE, the report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. PERRY introduced

A Joint Resolution asking that the Hon. James L. Orr, Judge of the Eighth Judicial Circuit, be allowed extra compensation for holding extra Courts.

Read the first time, and referred to the Committee on the Judiciary.

Mr. FORD gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill compelling the School Commissioner of Charleston County to erect a school house at St. James' Goose Creek;

Also,

A Bill compelling the Land Commissioner of the State to have the land purchased by the State at St. James' Goose Creek surveyed, with a view to its division.

Mr. GANTT presented the petition of the County Commissioners of Beaufort County, praying to be relieved from payment of stenographic reporter.

Referred to the Committee on the Judiciary.

Mr. A. SMITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Whipper Guards, of Christ Church Parish ;
Also,

A Bill to authorize the County Commissioners of Charleston County to establish a poor farm for the benefit of the poor in Christ Church Parish, Charleston County.

Mr. ANDELL gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize the Land Commissioner to purchase lands in certain parts of Charleston County.

At the hour of 12:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Report of Special Committee on answer of Hon. T. O. P. Vernon to charge of contempt preferred by the House of Representatives.

Mr. WHIPPER, from Special Committee, submitted the following

REPORT.

Rooms of the Special Committee appointed to investigate the facts in the Answer of Judge T. O. P. Vernon.

The Committee beg leave to submit the following Report :

That we have investigated the same, and report by affidavits as follows:

(Signed)

W. J. WHIPPER, Chairman.

December 19th, 1870.

STATE OF SOUTH CAROLINA, }
RICHLAND COUNTY. }

Rooms of the Investigating Committee.

Personally appeared before me, W. J. Whipper, a Notary Public for the State of South Carolina, John Williams, who, being duly sworn, deposes and says: That he did, on the 14th day of December, 1870, serve upon Judge T. O. P. Vernon a written notice, that he, the said T. O. P. Vernon, had been impeached of high crimes and misdemeanors by the House of Representatives of the State of South Carolina. Said notice called his attention to the constitutional provision in regard thereto. This was served at the hour of seventeen minutes to 3 o'clock P. M.

(Signed)

JOHN WILLIAMS.

Sworn to this nineteenth day of December, 1870.

(Signed)

W. J. WHIPPER.

Notary Public.

STATE OF SOUTH CAROLINA, }
 RICHLAND COUNTY. }

Rooms of the Investigating Committee.

Personally appeared before me, W. J. Whipper, a Notary Public for the State of South Carolina, H. G. Worthington, who deposes and says, on oath, that he was one of the Attorneys employed to prosecute certain parties who had a hearing before Judge Vernon at the Court House in the city of Columbia, on the 14th day of December, 1870. That, while said deponent was so engaged in said hearing, and actually arguing a motion for a continuance of said hearing, he was requested to suspend his remarks for a few moments, which, being done, deponent recognized John Williams, Sergeant-at-Arms of the House of Representatives of the General Assembly of South Carolina, who served upon Judge Vernon a paper; that the said Judge Vernon, after reading the paper thus served, directed this deponent to proceed with his remarks, which deponent did, and was followed, in opposition to the motion made, by Messrs. Garlington and Simpson, counsel for the parties having said hearing; that after said argument on both sides had been completed, Judge Vernon called Mr. Garlington and Mr. Dunbar, and exhibited to them a paper, and immediately thereafter motioned to deponent to come to the stand, and directed deponent's attention to the same paper that was then being examined by said Garlington and Dunbar, and informed this deponent that that paper was the one served upon him by the Sergeant-at-Arms of the House of Representatives. Deponent further says, that immediately thereafter, Judge Vernon, holding in his hand said paper above referred to, announced on the bench that said paper had been served upon him by said Sergeant-at-Arms, informing him that he had been impeached and suspended from office, but that he did not care a snap for the same, as it did not inform him that it had received two-thirds of the votes of the House of Representatives, nor did it inform him of the offences for which he had been impeached, and that he would sign an order for the discharge of the parties as soon as the same was prepared by counsel. Deponent further says, that all these proceedings relative to the discharge of said parties occurred about three-quarters of an hour after the paper had been served upon him by the Sergeant-at-Arms of the House of Representatives as aforesaid.

(Signed)

H. G. WORTHINGTON.

Sworn to, this 19th day of December, 1870.

(Signed)

W. J. WHIPPER,
 Notary Public.

STATE OF SOUTH CAROLINA, }
 RICHLAND COUNTY. }

Rooms of the Investigating Committee.

Personally appeared before me, W. J. Whipper, a Notary Public for

the State of South Carolina, James A. Dunbar, who, on oath, deposes and says that on the 14th day of December, 1870, between the hours of 2 and half-past 3 o'clock P. M., deponent was present in the Court room, in the city of Columbia, pending the hearing of the application for discharge, on writs of *habeas corpus*, before Judge T. O. P. Vernon, for certain parties held in custody on the charge of murder. That during the argument of the cause, some few minutes before 3 o'clock, the Sergeant-at-Arms of the House of Representatives appeared in the Court room and served a paper on Judge Vernon. The argument proceeded some half hour afterwards; when it closed, Judge Vernon called deponent to his bench, shewed deponent the paper served upon him (the Judge) by the said Sergeant-at-Arms, and asked deponent what the effect of it would be. Deponent told him that the notice suspended him from office, and showed him the constitutional provision on the subject of impeachment. Judge Vernon then said to deponent: "I can't give this case to the jury?" Deponent told Judge Vernon there was no jury in the case, but that he (the deponent) believed that, under the clause of the Constitution referred to, he (Judge Vernon) had neither the power nor the right to determine the question at issue before him. Judge Vernon then said: "No, I can't go to the jury with the case." Deponent then left the Court room, believing that Judge Vernon would remand the prisoners for want of jurisdiction.

(Signed)

JAMES A. DUNBAR.

Sworn to, this 19th day of December, 1870.

(Signed)

W. J. WHIPPER,
Notary Public.

STATE OF SOUTH CAROLINA, }
RICHLAND COUNTY. }

Rooms of the Investigating Committee.

Personally appeared before me, W. J. Whipper, a Notary Public for the State of South Carolina, Phineas F. Frazee, Sheriff of Richland County, who, on oath, deposes and says: That he was present at the Court House, on the 14th day of December, 1870, when certain parties were before Judge T. O. P. Vernon, on writ of *habeas corpus*. Deponent saw Judge Vernon hold up a paper, which he, Judge Vernon, said was an official notification from the House of Representatives, notifying him that he had been impeached, and suspending him as a Judge, and, snapping his fingers, said, he did not care a snap for said notification. A great deal of confusion occurred at this moment, and defendant heard Judge Vernon call Mr. Worthington, to whom he said, "I refuse to grant your motion of adjournment until to-morrow." Deponent then stepped up to the Judge, and asked what was to be done with the prisoners. He replied to deponent that deponent had nothing further to do with them. "I shall order them

to be discharged, upon their giving five thousand dollars' bail each ;" concluded by saying that they, the prisoners, could give one hundred thousand dollars' bail, if necessary.

(Signed)

P. F. FRAZEE, S. R. D.

Sworn to, this 19th day of December, 1870.

(Signed)

W. J. WHIPPER,
Notary Public

STATE OF SOUTH CAROLINA, }
RICHLAND COUNTY. }

Rooms of the Investigating Committee.

Personally appeared before me, W. J. Whipper, a Notary Public for the State of South Carolina, Trezevant Sill, who, on oath, deposes and says: That he was present at the Court House on the 14th day of December, when Judge Vernon was served with a certain paper by a man, to the deponent unknown ; that Judge Vernon afterwards exhibited said paper, stating it was a notice from the House of Representatives that he had or would be impeached of high crimes and misdemeanors, and that that notice had nothing to do with his official duties, and that he considered himself still a Judge, and would discharge the prisoners on bail.

(Signed)

T. SILL.

Sworn to, this nineteenth day of December, 1870.

(Signed)

W. J. WHIPPER,
Notary Public.

On motion of Mr. WHIPPER, the Report was laid on the table to proceed to the consideration of the matter involved.

The Hon. T. O. P. Vernon appeared before the bar of the House, and requested to be heard by counsel, and named as counsel Messrs. Melton, Pope & Haskell.

On motion of Mr. WHIPPER, the request was granted.

Mr. WHIPPER moved that the counsel in the case be heard. Agreed to.

Whereupon Mr. Melton appeared, and requested that a copy of the Report be furnished to the counsel, and that the House fix some future hour for the hearing of the case.

On motion of Mr. WHIPPER, the consideration of the motion was postponed, and made the Special Order for to-morrow at 1 P. M., and that the answer, together with the Report, be printed for the use of counsel and members of this House.

Mr. WARLEY introduced

A Joint Resolution authorizing the County Commissioners of Clarendon County to levy a special tax of five mills, to rebuild the court house and jail.

Read the first time, and referred to the Committee on Ways and Means.

Mr. SMART gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill providing for the appointment or election of a stenographer for each of the Circuit Courts in the State not now provided for.

Also, presented the account of the Winnsboro News and Herald, for advertising.

Referred to the Committee on Claims.

Mr. JONES presented accounts of J. W. Denny, against the Attorney-General's Office and Engrossing Department.

Referred to the Committee on Contingent Accounts.

Mr. REEDISH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend Section 7 of an Act entitled "An Act to alter the Act entitled 'An Act to amend the criminal law.'"

Also, introduced the following Resolution, which,

On motion of Mr O'CONNELL, was laid on the table:

Resolved, That the Clerk of the House be, and he is hereby, authorized to employ a stenographer to take testimony in the proceedings of the impeachment against the Hon. T. O. P. Vernon, for high crimes and misdemeanors in office.

Mr. SIMONS presented the account of E. C. Plummer & Co., for furnishing gas pipes, &c., in the Committee rooms.

Referred to the Committee on Contingent Accounts.

Mr. MOBLEY introduced the following Resolution, which was adopted :

Resolved, That the Judiciary Committee be requested and required to report on January 6, 1871, all Bills pertaining to the drawing of jurors which may have been referred to them.

Mr. PENDERGRASS, pursuant to notice, and by leave, introduced A Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties."

Read the first time, and referred to the Committee on Public Lands.

Mr. BRIGGS gave notice that on to-morrow, or some subsequent day, he will introduce the following Bills, to wit:

A Bill to amend an Act entitled "An Act to protect laborers and persons working under contract on shares of crops;"

A Bill to punish persons for decoying away or harboring indentured apprentices or minors.

Mr. E. CAIN gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to organize the Militia of Abbeville County, with power to preserve the peace and good order in said County.

Mr. ALLEN obtained leave of absence for four days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to repeal an Act entitled "An Act to prohibit the peddling of ardent spirits throughout the State," being the unfinished business of Saturday, December 17, was taken up.

Pending the consideration of the Bill, at the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to provide for the publication of the Acts, Reports, Resolutions, Journals and other papers of the General Assembly.

On motion of Mr. SINGLETON, the consideration of the Bill was suspended temporarily.

The consideration of a Bill to repeal an Act entitled "An Act to prohibit the peddling of ardent spirits throughout the State," was renewed.

Mr. BYAS moved to indefinitely postpone the whole matter.

On this Mr. MOBLEY called for the yeas and nays, which were taken and are as follows:

Yeas, 75; nays, 15. Agreed to.

Those voting in the affirmative are:

Messrs. Andell, Bascomb, Bass, Berry, Boston, Bryan, Byas, L. Cain, E. Cain, Crittenden, Dannerly, James Davis, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Garey, Giles, Glover, Goggins, Samuel Greene, John A. Green, Guffin, Hagood, Harris, Hart, James N. Hayne, Humbert, Humphries, Hunter, Jamison, Jones, Keith, Levy, Lyle, Maddocks, McDaniels, Miles, Milton, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Saunders, Sellers, Shanklin, Singleton, Smart, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, William M. Thomas, Wallace, Warley, Williams, Wilson and Yocom.—75.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Corwin, Dennis, Hardy, C. D. Hayne, Henderson, Jackson, Kennedy, Lee, Lloyd, Logan, W. J. McDowell, Mobley and Small.—15.

The consideration of the Special Order was renewed.

On motion of Mr. C. D. HAYNE, the House Bill was laid on the table, and the Senate Bill taken up and put upon its second reading.

Mr. MYERS offered a substitute (same title) for the Bill before the House.

The substitute was read for information.

On motion of Mr. C. D. HAYNE, the Senate Bill was read for information.

Mr. JONES introduced the following Resolution :

Resolved, That the Bill and substitute, and all proposals in the hands of the Clerk, be referred to the Committee on Printing, and that the Committee be required to report at as early a day as practicable.

Mr. C. D. HAYNE moved to lay the Resolution on the table.

On this, he called for the yeas and nays, which were taken, and are as follows :

Yeas, 15 ; nays, 79. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Boston, James Davis, Ellison, Frost, Gantt, John A. Green, Levy, W. J. McDowell, Mobley, Myers, Nehe-mias, Singleton, Whipper and Yocom.—15.

Those voting in the negative are :

Messrs. Andell, Berry, Bosemon, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, T. A. Davis, Dennis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Giles, Glover, Goggins, S. Greene, Guffin, Hagood, Hardy, Hart, C. D. Hayne, J. N. Hayne, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lang, Lee, Lloyd, Logan, Lyle, Maddocks, Miles, Milton, Moore, Mickey, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Saunders, Shanklin, Smalls, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Wallace, Warley, White, Williams, Wilson and Wofford.—79.

On motion of Mr. WHIPPER, the consideration of the business before the House was suspended to allow the introduction of the following

REPORT.

The Committee of Conference, on the part of the House, to consider the difference between the respective bodies upon the Appropriation Bill, beg leave to report :

That they have met and considered the same, and report that the Senate Committee agrees to the House amendment.

(Signed)

W. J. WHIPPER,
Chairman.

Received as information.

The consideration of the Resolution (by Mr. Jones) was renewed.

The Resolution was adopted.

Mr. O'CONNELL introduced the following Resolution :

Resolved, That the Committee on Public Printing be instructed to advertise for sealed proposals for the performance of the permanent and current printing of the House, and that they consider the same, when received, and report to the House, with the names of bidders, and amounts proposed by each.

Mr. BYAS introduced the following Resolution as a substitute, which, on motion of Mr. JAMISON, was laid on the table :

Resolved, That the House go into an election for a State Printer on to-morrow at 1 P. M.

Mr. JAMISON offered the following Resolution as a substitute for the Resolution by Mr. O'Connell :

Resolved, That the Committee on Public Printing be instructed to receive proposals for the printing, and lay them before the House for its approval, before any contract is made for the printing.

Mr. BYAS moved that the whole matter be referred to the Committee on Public Printing, with instructions to report to-morrow at 1 P. M.

Pending the consideration of which, at 2:45 P. M., the House, on motion of Mr. J. A. GREEN, adjourned, to meet to-morrow at 12 M.

TUESDAY, DECEMBER 20, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called and a quorum announced.

Prayer by the Rev. E. J. Adams, of Charleston.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading :

A Joint Resolution instructing the State Auditor to order the enforcement of the collection of taxes.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to incorporate the Hedges Light Guard.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Joint Resolution to authorize the State Auditor to suspend proceedings in certain cases.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Joint Resolution to authorize the State Treasurer to pay the sum of fifty-eight dollars out of the Treasury to Henry Newton.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to recharter Moore's Ferry, under the name of Dinkins' Ferry, over the Catawba River.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Joint Resolution authorizing the State Librarian to purchase certain Volumes of State Reports.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

Mr. WILKES, from the Committee on the Judiciary, reported back a Senate Joint Resolution authorizing the Attorney-General to employ assistance in certain suits now pending, and making an appropriation for the same, and recommended that the Bill do pass.

On motion of Mr. LEE, the Report was laid on the table to take up the Joint Resolution

On motion of Mr. LEE, the Joint Resolution was taken up, and immediately considered.

The Joint Resolution was read a second time, and ordered to be engrossed.

Also, reported back a Bill to regulate and secure to Clerks of Courts their fees and costs in civil suits, and recommended that the Bill do not pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill to protect the rights of parents, and to prevent the procuring and carrying from the State persons under the age of twenty-one years, and recommended that the Bill do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Joint Resolution authorizing Placidia Adams to take an appeal to the Supreme Court of the State without executing an undertaking for costs and damages, and recommended that the Joint Resolution do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Also, reported back a Bill to prevent persons charged with crime from being tried when absent from Court, and recommended that the Bill do not pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill regulating the per diem and mileage of grand and petit jurors, and recommended that the Bill do not pass.

On motion of Mr. J. N. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back accounts of J. W. Denny, James Washington, Columbia Gas Company and John Williams, and recommended that they be paid.

Also, an account of E. C. Plummer, and recommended that it be referred to the Special Committee appointed on expenses of furnishing House of Representatives.

On motion of Mr. C. D. HAYNE, the recommendation contained in the Report was adopted.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 19.

IN THE SENATE, COLUMBIA, S. C., December 20, 1870.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it has agreed to the Report of the Committee of Conference, on the amend-

ment of your House to Section 1 of Senate Bill to make appropriations for the payment of the per diem and mileage of the members of the General Assembly, &c., striking out the word "seventy," and inserting in lieu thereof the word "thirty."

(Signed) Very respectfully, &c.,

A. J. RANSIER,
President of Senate.

The Bill was taken up, read the third time, passed, title changed to an Act, and ordered to be enrolled.

Also, sent a Bill to vest the right and title of the State in and to certain escheated property in a certain person therein named.

Read the first time, and referred to the Committee on the Judiciary.

PETITIONS, RESOLUTIONS, &c.

Mr. J. N. HAYNE gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to incorporate Binniker's Camp Ground, in Barnwell County.

Mr. MYERS gave notice that he will on to-morrow, or as soon thereafter as practicable, introduce

A Bill to amend an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State."

Also,

A Bill to require official bonds of County Commissioners.

Mr. S. GREENE gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to charter Big House Ferry, in Beaufort County.

Mr. FORD, pursuant to notice, and by leave, introduced

A Bill to provide for the surveying of public lands of the State, and the apportionment of the same.

Read the first time, and referred to the Committee on Public Lands.

Also,

A Bill to authorize the School Commissioners of Charleston County to erect school houses.

Read the first time, and referred to the Committee on Education.

Mr. A. SMITH, pursuant to notice, and by leave, introduced

A Bill to incorporate the Whipper Guards, of Christ Church Parish.

Read the first time, and referred to the Committee on Military Affairs.

Mr. BRYAN gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal such portions of an Act to grant to certain persons the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina for phosphate rocks, &c., as convey ex-

clusive rights and privileges, or require a license fee or the deposit of bonds.

Mr. SMALL, pursuant to notice, and by leave, introduced

A Bill to repeal the charter of Rantowle's Bridge, and make the same a public highway.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. W. M. THOMAS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal an Act to authorize additional aid to the Blue Ridge Railroad Company, in South Carolina, approved September 15, 1868.

Mr. KENNEDY presented the account of L. Cain, for services as teacher of free schools in Edgefield County.

Referred to the Committee on Claims.

Mr. SMART gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill compelling the School Commissioner of Fairfield County to erect a school house at or near Ridgeway, in said County.

Also, pursuant to notice, and by leave, introduced

A Bill to amend Section 279 of an Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State.

Read the first time, and referred to the Committee on the Judiciary.

Mr. W. M. THOMAS introduced the following Resolution, which was adopted :

Resolved, That the Committee on the Judiciary be instructed to report a Bill authorizing and empowering the County Commissioners of the various Counties to levy a sufficient tax for the indigent poor.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to amend the 7th Section of an Act entitled "An Act to alter the Act entitled 'An Act to amend the criminal law,'" approved December 21, 1866.

Read the first time, and referred to the Committee on the Judiciary.

Also, gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to provide for divorces from the bonds of matrimony.

Mr. HAGOOD gave notice that on to-morrow, of some subsequent day, he will ask leave to introduce

A Bill to provide for the granting of divorces and judgments of nullity of the marriage contract in this State, and to regulate the manner of granting the same.

Mr. RAMSAY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill in relation to the Circuit Courts of South Carolina, and to prevent the sentencing of children to the Penitentiary under the age of fifteen years.

Mr. MOBLEY, pursuant to notice, and by leave, introduced

A Bill to provide for the election of an Advisory Board and County Land Commissioners in each County of the State, and to define their powers and duties.

Read the first time, and referred to the Committee on Public Lands.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill authorizing and requiring the Auditor of State to levy upon, and cause to be collected, a tax on each and every County in the State sufficient to pay the family of every man murdered therein, on account of political opinions, the sum of fifteen hundred dollars.

Mr. BRIGGS, pursuant to notice, and by leave, introduced

A Bill to punish persons for decoying or harboring indentured apprentices and minors.

Read the first time, and referred to the Committee on the Judiciary.

Also, a Bill to amend an Act entitled "An Act to protect laborers and persons working under contract or shares of crops."

Read the first time, and referred to the Committee on Labor.

The House proceeded to the consideration of the

GENERAL ORDERS.

The consideration of Resolution (by Mr. O'Connell) and substitute (by Mr. Jamison) relative to proposals for public printing, being the unfinished business of yesterday, was renewed.

Mr. BYAS moved that the whole matter be referred to the Committee on Public Printing, with instructions to report thereon as soon as practicable.

Pending the consideration of which, at the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Consideration of answer of Hon T. O. P. Vernon to charge of contempt preferred by House of Representatives.

In pursuance of permission, previously granted, Messrs. Pope and Melton, counsel for Hon. T. O. P. Vernon, appeared before the House.

Messrs. Pope and Melton addressed the House in defence of Judge Vernon.

After remarks by Messrs. Whipper and Byas,

Mr. CREWS introduced the following Resolutions:

Resolved, That the further consideration of the question now before the House be postponed until the 25th day of January, 1871, and that the same be made the Special Order for that day at 1 o'clock P. M.

Resolved, That the respondent, Judge T. O. P. Vernon, be allowed to depart on his parole, to appear before this House on January 25th, 1871, at the hour above mentioned.

Mr. WHIPPER offered the following as a substitute, which was adopted:

Whereas Judge T. O. P. Vernon has been proven guilty of a contempt to this House; therefore,

Be it resolved, That he purge himself of the contempt by declaring, in the presence of this House, that such were not his intentions, or that he be publicly reprimanded by the Speaker of the House.

Judge Vernon advanced to the bar of the House and stated that most positively it had never been his intention to have acted in contempt of the House.

The SPEAKER stated that Judge Vernon having, by his statement, purged himself of the charge preferred, was released.

The following members obtained leave of absence:

Mr Bowley, for two days.

Mr. Humbert, for two days.

Mr. Giles, for two days.

Mr. Garey, for two days.

Mr. Wilkes for two days.

On motion of Mr. SINGLETON, at 3:45 P. M., the House adjourned, to meet to-morrow, at 12 M.

WEDNESDAY, DECEMBER 21, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back a Bill to renew and extend an Act to provide a mode by which to perpetuate testimony in relation to deeds, wills, choses in action, and other papers destroyed or lost during the recent war, and recommended that the Bill do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill to authorize the purchase for the State of a manuscript compilation of the penal statutes of the State, made by E. B. Seabrook, Esq., of the Charleston bar, and recommended that the Bill do pass, with the following amendment: That the blank in Section 1 be filled with the words "two thousand."

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill to regulate the right of traverse, and recommended that the Bill do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill to admit Wm. S. Tillinghast to practice law in the Circuit Courts of the State, and recommended that the Bill do not pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Joint Resolution to authorize the Governor to commission a Coroner for Beaufort County, and recommended that the Joint Resolution do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Also, reported back a Bill to prevent and punish vagrancy, and recommended that the Bill do not pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the petition and account of W. G. Pinckney, for services as teacher in Charleston County, during the year ending October 31, 1869, and recommended that the account (\$324.50) be paid.

On motion of Mr. C. D. HAYNE, the Report was adopted and ordered to be sent to the Senate for concurrence.

Also, reported back the account of the Winnsboro Herald, for advertising, and recommended that the account (\$88.50) be paid.

On motion of Mr. C. D. HAYNE, the Report was adopted and ordered to be sent to the Senate.

Mr. WHIPPER, from the Special Commission to Codify the laws of the State, submitted a report.

Received as information.

PETITIONS, RESOLUTIONS, &c.

Mr. FERGUSON introduced the following Preamble and Concurrent Resolution, which, on motion of Mr. O'CONNELL, was indefinitely postponed:

Whereas, by a Concurrent Resolution, a Committee of the House and Senate was appointed to investigate the affairs of the Land Commission; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said Committee be instructed to report forthwith.

Mr. WHIPPER introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Whereas, the Fire Loan Stock of the State of South Carolina, amounting to \$304,443.59, due in 1870, is now in litigation before the Supreme Court of South Carolina; and

Whereas, the Hon. Niles G. Parker, Treasurer of the State of South Carolina has announced officially that the same will be paid on and after December 31, 1870, at the South Carolina Bank and Trust Company, in the city of Columbia, and at the Banking House of H. H. Kimpton, Financial Agent of the State of South Carolina in New York; therefore,

Be it resolved by the House of Representatives, the Senate concurring, That the Hon. Niles G. Parker, State Treasurer, and all other Financial Agents of the State as aforesaid, be, and are hereby, instructed to suspend the payment of the said Fire Loan Stock, or any portion thereof, until the question of the liability of the State to pay the same is decided by the Supreme Court; and, further, until this Legislature has been officially notified of said decision, and made arrangements for the payment of said Fire Loan, provided the State should be held liable.

Mr. MYERS, pursuant to notice, and by leave, introduced,

A Bill to require official bonds of County Commissioners.

Read the first time, and referred to the Committee on County Offices and Officers.

Also,

A Bill to amend an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State."

Read the first time, and referred to the Committee on the Judiciary.

Mr. BRYAN, pursuant to notice, and by leave, introduced

A Bill to grant to the people generally the right to dig and mine phosphates.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Mr. DENNIS presented the account of J. C. Tharin, for services as school teacher for the fiscal year ending October 31, 1870.

Referred to the Committee on Claims.

Mr. T. A. DAVIS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to extend the limits of the city of Charleston.

Also,

A Bill to provide for the manner in which elections are to be conducted in this State.

Mr. ANDELL gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to empower County Commissioners to build school-houses in certain localities in Charleston County.

Mr. LOGAN gave notice that on the 6th day of January, 1870, or as soon thereafter as practicable, he will introduce

A Bill to provide for the poor of the rural parts of Charleston County.

Mr. KEITH presented the presentment of the Grand Jury of Darlington County, for June Term, 1870.

Referred to the Committee on the Judiciary.

Mr. RIVERS presented the account of J. B. Cousart, for services as Special Constable.

Referred to the Committee on Claims.

On motion of Mr. CRITTENDEN, the Rule requiring one day's previous notice to be given of the introduction of Bills, was suspended temporarily.

Mr. CRITTENDEN, by leave, introduced

A Bill to incorporate Gowensville Lodge, No. 107, of Ancient Free Masons of the State of South Carolina.

Read the first time, and referred to the Committee on Incorporations.

Mr. HENDERSON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to protect minors and orphans of the State.

Mr. DOYLE introduced the following Resolution:

Resolved, That the Clerk of the House of Representatives be instructed to advertise for sealed bids for the permanent and current printing of this House, until the 5th day of January, 1871, and that on that day, all bids received shall be opened and read from the Speaker's stand.

Mr. BYAS moved to amend the Resolution by striking out the word "Clerk" and inserting in lieu the words "Committee on Public Printing."

On motion of Mr. CRITTENDEN, the amendment was laid on the table, which, under the Rules, carried the Resolution with it.

Mr. REEDISH introduced the following Resolution :

Resolved, That the Land Commissioner be, and is hereby, required to make the official report of his transactions for the whole term of his stay in office, by the 6th January, 1870, and that, should said Land Commissioner fail, or neglect to make said full report by said day, that he, the said Land Commissioner, be dealt with in the manner prescribed by law.

Mr. FROST moved to lay the Resolution on the table, and on this he called for the yeas and nays, which were taken and are as follows :

Yeas, 28 ; nays, 59. Not agreed to.

Those voting in the affirmative are :

Messrs. Andell, Bascomb, Byas, L. Cain, Doyle, Duncan, Ferguson, Ford, Frost, Hagood, Harris, C. D. Hayne, James N. Hayne, Jones, Lee, Levy, Lyle, Nerland, O'Connell, Shanklin, Simons, Abraham Smith, Sumpter, William M. Thomas, Whipper, Wilkes, Wilson and Wofford. —28.

Those voting in the negative are :

Messrs. Adamson, Bosemon, Boston, Briggs, Bryan, Everidge Cain, Corwin, Crittenden, Dannerly, James Davis, T. A. Davis, Derrick, Ellison, Farr, Gaither, Gardner, Goggins, John A. Green, Guffin, Hardy, Hart, Henderson, Hudson, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Kennedy, Kuh, Lang, Logan, Maddocks, McDaniels, W. J. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nuckles, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Singleton, Smart, Sullivan, Tarlton, Taylor, J. W. Thomas, Thompson, Wallace, Warley White and Williams. —59.

Mr. BOSEMON moved to refer the Resolution to the Committee on Public Lands.

Mr. MOBLEY moved to lay the motion to refer on the table.

Mr. FERGUSON moved to indefinitely postpone the whole matter.

Mr. JONES moved to postpone the consideration of the whole matter until January 19, 1871.

Pending which, on motion of Mr. WHIPPER, the consideration of the whole matter was suspended to allow the introduction of a Resolution

Mr. WHIPPER then introduced the following Resolution, which was adopted :

Resolved, That the Committee on Ways and Means of the House of Representatives be, and they are hereby, instructed, (should any attempt be made to pay the fire loan stock of this State, by the Hon. Niles G. Parker, or any of the Financial Agents of this State,) to take such *legal steps* to prevent the same, as they, the Committee on Ways and Means, may deem necessary.

On motion of Mr. DENNIS, at 2:20 P., M. the House adjourned, to meet to-morrow, at 12 M.

THURSDAY, DECEMBER 22, 1870.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WHIPPER, from the Committee on Ways and Means, reported back a Senate Bill to provide a salary for the office of Lieutenant-Governor, and recommended that the Bill do pass.

On motion of Mr. LEE, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Senate Joint Resolution authorizing the Attorney-General to employ assistance in certain cases now pending, and making an appropriation for the same.

The Joint Resolution was read the third time, passed, and ordered to be enrolled.

Mr. DENNIS, from the Committee on Contingent Accounts, reported favorably on the following accounts, which were ordered to be paid:

A. Palmer, G. Newton, J. H. & M. L. Kinard, George Symmers, W. B. Stanley, J. W. Denny and L. C. Carpenter.

PETITIONS, RESOLUTIONS, &c.

The SPEAKER presented the annual return of receipts and expenditures of the Estate of De La Howe to November, 1870, and return of the Treasurer of said Estate.

Referred to the Committee on Ways and Means.

Also, announced as the Special Committee to whom shall be referred the accounts for furnishing the Hall of the House of Representatives, Messrs. Whipper, Jones, Lee, Dennis and C. D. Hayne.

Mr. SIMONS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Capitol Building and Loan Association, of Columbia.

Mr. SMART, pursuant to notice, and by leave, introduced

A Bill to authorize the School Commissioner of Fairfield County to build a school house at Ridgeway.

Read the first time, and referred to the Committee on Education.

Mr. MYERS, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices."

Read the first time, and referred to the Committee on the Judiciary.

Mr. SMALLS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to regulate the working of public highways.

Mr. JAMISON introduced

A Joint Resolution authorizing the County Treasurers to pay teachers' accounts for the term commencing October, 1870.

Read the first time, and referred to the Committee on Ways and Means.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

MESSAGE FROM THE GOVERNOR, No. 6.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, December 21, 1871.

To the Honorable the Speaker of the House of Representatives.

SIR: I have this day approved an Act to extend the time for officers to qualify ;

Joint Resolution authorizing the State Librarian to cause to be prepared an index to Volume 14 of the Statutes of this State.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 20.

IN THE SENATE, COLUMBIA, S. C., December 22, 1870.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that the Preamble and Resolution in regard to the Fire Loan Stock of the State of South Carolina, from your House, has been laid on the table in the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

Also, sent Report of Senate Committee on Claims on account of the Spartanburg Republican.

Referred to the Committee on Claims.

Also, returned a Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes, amended in Section 1, by striking out the word and figure "eight," on the fourth line, and inserting the word and figure "nine," so that the said Resolution authorize a State tax of nine mills.

Also, on the tenth line, by striking out the word "Beaufort," and inserting on the thirteenth line, between the words "Laurens" and "Counties," the words "Beaufort, Barnwell, Newberry, Pickens and Edgefield," and adding at the end of the Resolution "excepting the Counties of Clarendon, Horry, Richland and Darlington, who are hereby authorized to levy and collect a tax not exceeding five mills on the dollar. Two mills of said tax so levied in Darlington County shall be devoted to the completion of the Court House at Darlington, provided so much shall be necessary."

Also, by striking out the words "excepting the County Commissioners of Charleston County, who are hereby authorized to levy and cause to be collected a tax not exceeding three and a-half (3½) mills on the dollar."

Mr. THOMPSON moved that the House concur in the Senate amendments.

On this Mr. SIMONS called for the yeas and nays, which were taken, and are as follows :

Yeas, 34; nays, 39. Not agreed to.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Bascomb, Bosemon, L. Cain, E. Cain, Crews, T. A. Davis, Dennis, Ellison, Ferguson, Gaither, Gardner, Goggins, J. A. Green, Harris, C. D. Hayne, J. N. Hayne, Hunter, Jackson, Jones, Lee, McDaniels, Milton, Moore, Mickey, Pendergrass, Saunders, Small, Smart, Sumpter, Thompson, Whipper and Yocom.—34.

Those voting in the negative are:

Messrs. Andell, Boston, Bryan, Byas, Corwin, Crittenden, Dannerly, James Davis, Derrick, Doyle, Ford, Glover, Hagood, Henderson, Jamison, Keith, Lang, Levy, Lloyd, Logan, W. J. McDowell, Mead, Mobley, Nuckles, O'Connell, Perry, Ramsay, Rivers, Shanklin, Simons, A. Smith, Sullivan, Tarlton, Taylor, J. W. Thomas, Wallace, Warley, White and Williams.—39.

Mr. WHIPPER moved to postpone the further consideration of the Resolution, and make it the Special Order for January 15, 1871.

Mr. WHIPPER moved to postpone until January 16, 1871, the consideration of the motion to postpone the Resolution, and make it the Special Order for January 15.

Mr. MOBLEY moved to postpone until August 21, 1871, the consideration of the motions to postpone the Resolution, and make it the Special Order for January 16, 1871.

Pending which, on motion of Mr. WHIPPER, at 2 P. M., the House took a recess until 3 P. M.

RECESS.

The House re-assembled at 3 P. M.

The SPEAKER resumed the Chair.

Mr. MOBLEY withdrew the motion to postpone the consideration of the motion (by Mr. Whipper) to postpone until January 16 the consideration of the Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes.

Mr. WHIPPER withdrew the motion to postpone.

On motion, the Senate amendments were concurred in, and it was *Ordered*, That the Joint Resolution be enrolled.

Mr. HENDERSON introduced the following Resolution, which was adopted:

Resolved, That when this House adjourns, to meet on January 5, 1871, it meet at 7 P. M. on said day.

Mr. E. CAIN moved that the House do now adjourn. Agreed to.

The SPEAKER then declared the House adjourned until Thursday, January 5, 1871, at 7 P. M.

THURSDAY, JANUARY 5, 1871.

Pursuant to adjournment, (Thursday, December 22, 1870,) the House met at 7 P. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Thursday, December 22, 1870, was read and confirmed.

PETITIONS, RESOLUTIONS, &c.

Mr. MYERS gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to amend an Act to organize and govern the militia of the State of South Carolina.

Mr. GAREY gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill requiring the School Commissioner of Kershaw County to erect or to cause to have erected school houses in said County.

Mr. WALLACE gave notice that on to-morrow, or soon thereafter, he will introduce

A Bill to incorporate Shiloh Camp Ground, in the County of Orangeburg.

Mr. HAGOOD, pursuant to notice, and by leave, introduced

A Bill to provide for the granting of divorces and judgments of nullity of the marriage contract in this State, and to regulate the manner of granting the same.

Read the first time, and referred to the Committee on the Judiciary.

Also, introduced the following Resolution, which was adopted :

Resolved, That a Committee of five members be appointed, and known as the Committee on Charitable and Religious Institutions.

Mr. RAMSAY, pursuant to notice, and by leave, introduced

A Bill to provide for a place of imprisonment of persons under the age of fifteen years.

Read the first time, and referred to the Committee on the Judiciary.

The SPEAKER presented the account of L. C. Carpenter.

Referred to the Committee on Contingent Accounts.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to authorize the Land Commissioner to purchase lands on the islands of Edisto and Wadmalaw, South Carolina, was taken up.

On motion of Mr. MOBLEY, the enacting clause of the Bill was stricken out.

A Bill to prevent persons charged with crime from being brought to trial when absent from Court, was taken up.

On motion of Mr. DENNIS, the enacting clause of the Bill was stricken out.

A Bill to regulate and secure Clerks of Circuit Courts their fees and costs in civil suits was taken up.

On motion of Mr. DENNIS, the enacting clause of the Bill was stricken out.

A Bill to admit Wm. S. Tillinghast to practice law in the Circuit Courts of this State, was taken up.

On motion of Mr. SINGLETON, the enacting clause of the Bill was stricken out.

A Bill regulating the per diem and mileage of Grand and Petit Jurors was taken up.

Mr. GOODSON moved that the Bill be printed, and made the Special Order for to-morrow at 1 P. M.

On motion of Mr. THOMPSON, the whole matter was indefinitely postponed.

A (Senate) Bill to provide a salary for the office of Lieutenant-Governor of the State was taken up.

On motion of Mr. O'CONNELL, the further consideration of the Bill was made the Special Order for Monday, January 9, at 1 P. M.

A Bill compelling farmers and planters to build fences around all cultivated lands was taken up.

On motion of Mr. DENNIS, the enacting clause of the Bill was stricken out.

A Bill to provide for the erection of sufficient fences, and keeping the same in repair, was taken up.

On motion of Mr. GOODSON, the further consideration of the Bill was postponed, and made the Special Order for Tuesday, January 10, at 1:30 P. M.

A Bill to protect the rights of parents, and to prevent the procuring and carrying from the State, persons under the age of twenty-one years, was taken up.

On motion of Mr. GOODSON, the further consideration of the Bill was made the Special Order for Wednesday, January 11, at 1:30 P. M.

Resolution (by Mr. O'Connell) and substitute (by Mr. Jamison) relative to proposals for public printing was taken up.

On motion of Mr. O'CONNELL, the consideration of the whole matter was made the Special Order for to-morrow, at 2:30 P. M.

A Bill to authorize the purchase for the State of a manuscript compilation of the Penal Statutes of the State, made by E. B. Seabrook, Esq., of the Charleston bar, was taken up.

On motion of Mr. GOODSON, the further consideration of the Bill was made the Special Order for Thursday, January 12, at 1:30 P. M.

On motion of Mr. DENNIS, at 8 P. M., the House adjourned until to-morrow at 12 M.

FRIDAY, JANUARY 6, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

PETITIONS, RESOLUTIONS, &c.

Mr. LEVY presented the petition of R. L. Cohen, Executrix of S. J. Cohen, of Charleston, for renewal of certificate of stock lost or destroyed.

Referred to the Committee on Ways and Means.

Mr. L. CAIN gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to prevent persons from holding more than one office of profit and trust at the same time in this State.

Mr. RIVERS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to prevent accidents from rafts and flat boats.

The SPEAKER presented the account of L. T. Levin.

Referred to the Committee on Contingent accounts.

Mr. L. CAIN introduced the following Resolution, which was adopted :

Resolved, That the action of the House on yesterday, whereby the enacting clause of a Bill to admit Wm. S. Tillinghast to practice law in the Circuit Courts of this State was stricken out, be, and the same is hereby, rescinded.

Mr. SMART gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to provide for a physicians' lien upon crops.

Mr. LEE presented claims of John Gardner and Richard Phillips, of Edgefield County, for rent of school houses.

Referred to the Committee on Claims.

Mr. REEDISH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to renew and amend the charter of the Town of Branchville, in Orangeburg County.

Also, presented claim of F. W. Fairly, for services as Magistrate of Orangeburg County.

Referred to the Committee on Claims.

Mr. SINGLETON introduced the following Resolution, which, on motion of Mr. YOCOM, was laid on the table :

Resolved, That from and after the 9th day of January, 1871, this House do meet at 12 o'clock M. and 7 o'clock P. M. daily, and adjourn *ad libitum*.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to alter and renew the charter of the town of Manning.

Read the first time, and referred to the Committee on Incorporations.

Also,

A Bill to incorporate the town of Midway.

Read the first time, and referred to the Committee on Incorporations.

Also,

A Bill to incorporate the town of Timmons ville.

Read the first time, and referred to the Committee on Incorporations.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill ceding the jurisdiction of the State of South Carolina to the United States of America over such lands as may be acquired for public purposes by the said United States of America was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to cause owners of plantations and farms to keep lawful fences around their cultivated or cleared grounds was taken up.

On motion of Mr. BYAS, the Bill was laid on the table.

A Bill to renew and amend the charter of the town of Spartanburg was taken up.

The second reading of the Bill, at Section 5, was continued.

On motion of Mr. LEE, Section 5 was amended as follows :

In line one, by striking out the words "and Wardens," and altering the Section to conform with the same

Mr. REEDISH moved to reconsider the vote whereby Section 5 was amended.

On motion of Mr. THOMPSON, the further consideration of the Bill was postponed, and made the Special Order for Wednesday, January 11, at 2 P. M.

Joint Resolution to authorize Placidia Adams to take an appeal to the Supreme Court of the State without executing an undertaking for costs and damages was taken up.

On motion of Mr. DUNCAN, the further consideration of the Joint Resolution was postponed, and made the Special Order for Friday, January 13, at 1 P. M.

A Bill to renew and extend an Act to provide a mode by which to perpetuate testimony in relation to deeds, wills, choses in action, and other papers destroyed or lost during the recent war, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to regulate the right of traverse was taken up.

The Bill was read the second time, and ordered to be engrossed.

On motion of Mr. BYAS, the vote whereby the Bill was passed to a third reading was reconsidered.

On motion of Mr. JAMISON, the further consideration of the Bill was made the Special Order for Monday, January 9, at 2:30 P. M.

A Joint Resolution, authorizing the Governor to commission a Coroner for Beaufort County was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to prevent and punish vagrancy was taken up.

On motion of Mr. JAMISON, the further consideration of the Bill was indefinitely postponed.

Resolution (by Mr. Reedish) to require, on January 6, 1871, a report from the Land Commissioner.

On motion of Mr. REEDISH, the motion (by Mr. Jones) to postpone the consideration of the whole matter until January 19, 1871, was laid on the table.

The motion (by Mr. Ferguson) to indefinitely postpone the whole matter was withdrawn.

The motion (by Mr. Mobley) to lay on the table the motion (by Mr

Bosemon) to refer the Resolution to the Committee on Public Lands was agreed to.

On motion of Mr. R. M. SMITH, the Resolution was amended by striking out "the 6th," and inserting in lieu thereof "the 10th."

Mr. BYAS offered the following Concurrent Resolution as a substitute, which was adopted:

Resolved by the House of Representatives, the Senate concurring, That the Land Commissioner is hereby required to make a report to the General Assembly by the 15th of January, 1871, of all the transactions of the Land Office since he entered upon the duties thereof.

The Concurrent Resolution was taken up.

On motion of Mr. BOSTON, the Resolution was amended by adding the following: "and that the Advisory Board make a report of the transactions of the former Land Commissioner."

Pending the consideration of which, at the hour of 2:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Resolution (by Mr. O'Connell) and substitute (by Mr. Jamison) relative to proposals for public printing.

On motion of Mr. THOMPSON, the consideration of the Special Order was suspended until the conclusion of the business previously before the House.

The consideration of the Resolution (relative to Land Commissioner) was renewed.

Mr HUNTER moved to reconsider the vote whereby the Resolution was amended by adding "and that the Advisory Board make a report of the transactions of the former Land Commissioner."

The question being taken on the motion to reconsider, it was decided in the negative.

The Resolution, as amended, was adopted, and ordered to be sent to the Senate.

The following members obtained leave of absence:

Mr. J. N. Hayne, for seven days;

Mr. Moore, for five days.

On motion of Mr. O'CONNELL, at 3:30 P. M., the House adjourned to meet to-morrow, at 12 M.

SATURDAY, JANUARY 7, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The Roll was called, and a quorum announced.

Prayer by the Rev. A. Webster, Chaplain of the Senate.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Acts, reported as duly and correctly engrossed,

A Bill to incorporate the Nashville Independent Blues Charitable Association.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to re-charter the Pumpkintown Turnpike Road, in Pickens County.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to incorporate the Moses' Guards, of Ridgeway, Fairfield County, S. C.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

PETITIONS, RESOLUTIONS, &c.

Mr. WILSON gave notice that on Monday next, or as soon thereafter as practicable, he will introduce

A Bill to renew and amend the charter of the Town of Anderson.

Mr. MYERS, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to organize and govern the Militia of the State of South Carolina."

Read the first time, and referred to the Committee on Military Affairs.

Mr. LEVY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to empower the Commissioners of Pilotage, of the City of Charleston, to elect a Clerk, and for other purposes.

Also,

A Bill to amend so much of the charter of the City of Charleston as relates to municipal elections.

Mr. T. A. DAVIS gave notice that on Monday next, or some subsequent day, he will introduce

A Bill to provide for an additional Flour Inspector for the city of Charleston.

Also,

A Bill to incorporate the Logan Fusiliers, of the Parish of St. Thomas and St. Dennis, of Charleston County.

Mr. MOBLEY introduced

A Joint Resolution to provide for the support of persons driven from Union County.

Read the first time, and referred to the Committee on Grievances.

Mr. T. A. DAVIS introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That His Excellency the Governor be, and he is hereby, requested to furnish the General Assembly with information why a sufficient militia force for the protection of life, liberty and property has not been stationed in such Counties in this State as have been hitherto riotous and refractory ; and, further, why have not the outlaws in them been brought to condign punishment ; and why the provisions of Article XIII of the Constitution have not been enforced ; and, also, to inform the General Assembly what further legislation is necessary to effect the purpose herein stated.

Mr. ANDELL presented the petition of the citizens of Wadmalaw Island for an appropriation to erect a school house, and for the purchase of lands.

Referred to the Committee on Education.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend an Act entitled "An Act to define the jurisdiction and duties of County Commissioners."

Mr. LEE introduced the followinging Preamble and Resolutions, the consideration of which was, on motion of Mr. Hurley, postponed, and made the Special Order for Monday, January 9, at 12:30 P. M., and ordered to be printed :

Whereas certain Bills are now being considered in the Congress of the United States, providing, generally, for amnesty to all persons now laboring under political disabilities, by reason of their participation in the rebellion against the Government of the United States ; and whereas, in our judg-

ment, ample relief is afforded all such persons by the 3d Section of the IVth Amendment of the Constitution of the United States; therefore,

Be it resolved by the House of Representatives, the Senate concurring, that our Senators in Congress be instructed, and our Representatives be requested, to vote against all laws granting general amnesty and relief to persons now under political disabilities.

Resolved, That a copy of this Preamble and Resolutions be transmitted to each of our Senators and Representatives in Congress.

(Mr. L. CAIN, pursuant to notice, and by leave, introduced

A Bill to prevent persons from holding more than one office of profit and trust at the same time in this State.

Read the first time, and referred to the Committee on the Judiciary.

Mr. RIVERS, pursuant to notice, and by leave, introduced

A Bill to prevent accidents from rafts and flat boats.

Read the first time, and referred to the Committee on Commerce.

Mr. SMART presented the claim of A. M. Cartledge, of Fairfield County, for teaching free schools.

Referred to the Committee on Claims.

Also, introduced

Joint Resolution to alter and amend a Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes.

Read the first time, and referred to the Committee on Ways and Means.

Also, pursuant to notice, and by leave, introduced

A Bill to provide for a physician's lien upon crops.

Read the first time, and referred to the Committee on Agriculture.

Mr. CRITTENDEN gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend an Act entitled "An Act to provide for the construction and the keeping in repair of public highways and bridges," approved March 1, 1870.

Mr. BOSTON introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That the County Auditor of Newberry County be, and is hereby, required and compelled to make a full return of the poll or capitation tax collected in that County, for the fiscal years 1868 and 1869, up to November 1, 1870; said return to be made to the State Auditor on or before January 15, 1871.

On motion of Mr. DOYLE, the Rule requiring one day's notice to be given of the introduction of Bills was suspended temporarily.

Mr. DOYLE then, by leave, introduced

A Bill to repeal Section 2 of an Act entitled "An Act to extend the time for officers to qualify."

Read the first time, and referred to the Committee on the Judiciary.

Mr. JAMISON introduced the following Resolution, which was adopted :

Resolved, That a Committee of nine be appointed to wait on His Excellency the Governor and ascertain what action has been taken, or if there has been any taken by him, for the protection of the lives, liberty and property of the citizens of this State, and report to this House on Tuesday next, at 2:30 P. M.

Mr. BYAS introduced the following Resolution:

Resolved, That the Speaker is hereby requested to grant to the Chaplains of the House and Senate the use of the Hall of the House of Representatives for the purpose of holding divine services on Sabbaths during this Session.

Mr. HENDERSON moved to lay the Resolution on the table.

On this Mr. ELLIOTT called for the yeas and nays, which were taken, and are as follows :

Yeas, 69 ; nays, 16. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Andell, Bascomb, Bass, Berry, Bowley, Briggs, E. Cain, Crittenden, J. Davis, T. A. Davis, Dennis, Derrick, Doyle Duncan, Dusenbury, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Garey, Giles, Goggins, Hagood, Hardy, Hart, C. D. Hayne, Henderson, Humphries, Hurley, Jackson, Jamison, Jones, Keith, Kuh, Levy, Lloyd, Lyle, Maddocks, W. J. McDowell, Mead, Miles, Milton, Mobley, Mickey, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Saunders, Sellers, Simons, Singleton, Smart, A. Smith, R. M. Smith, Sullivan, Sumter, Talbott, Taylor, W. M. Thomas, Thompson, Wallace, Wilson and Wofford.—69.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Boston, Byas, L. Cain, Corwin, Dannerly, Elliott, J. A. Green, Harris, Johnson, Lang, Lee, McDaniels, Myers, J. W. Thomas and White.—16.

Mr. JONES moved to reconsider the vote just taken, and lay the motion to reconsider on the table. Agreed to.

Mr. HAGOOD presented the account of J. B. Erwin, of Pickens County, for teaching school.

Referred to the Committee on Claims

Mr. DUNCAN presented the Report of the County Commissioners of Spartanburg, for the fiscal year ending November 1, 1870.

Referred to the Committee on Ways and Means.

Mr. SINGLETON, pursuant to notice, and by leave, introduced
A Bill to alter and amend the charter of the town of Sumter.

Read the first time, and referred to the Committee on Incorporations.

Also, gave notice that on Monday next, or some subsequent day, he will introduce

A Bill to charter the Scott Rifle Guards, of Sumter, South Carolina.

Mr. BRIGGS introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That a Committee of Three, on the part of the House, and ——— on the part of the Senate, be appointed to wait on the State Treasurer, and obtain from him a statement showing how and in what manner the amount of \$135,000, appropriated to pay the per diem and mileage of members of the General Assembly, has been expended and overdrawn, and the said Treasurer is hereby required to furnish all necessary information relative to the same.

Mr. C. D. HAYNE gave notice that on Monday, or some subsequent day, he will introduce a Bill to establish a new Judicial and Election County out of contiguous portions of Barnwell, Edgefield, Orangeburg and Lexington Counties, to be known as Woodbury County.

Mr. YOCOM introduced the following Preamble and Resolution— which was adopted :

Whereas many of the Courts of this State are now blocked up, there being no manner of proceeding under the jury laws now of force in the drawing of jurors; and, whereas a jury Bill has already been introduced affording relief in the premises, and for future use; therefore, be it

Resolved, That the Committee on the Judiciary be required to report back said jury Bill to this House on Monday next, at 1 P. M.

Mr. JONES presented the account of S. R. Carr, Sheriff of Georgetown, for *nulla bona* executions, &c.

Referred to the Committee on Claims.

Also, gave notice that he will on Monday, or some subsequent day introduce

A Bill to incorporate the Salamander Hook and Ladder Company, of Georgetown, S. C.

Mr. W. M. THOMAS, pursuant to notice, and by leave, introduced
A Bill to recharter the Cypress Causeway.

Read the first time, and referred to the Committee on Roads, Bridges
and Ferries.

Mr. THOMAS introduced the following Resolution, which was adopted,
and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That
the Secretary of the Advisory Board be required to furnish the General
Assembly with a copy of the proceedings of the Advisory Board since
the establishment of the Land Commission.

Mr. TALBOTT presented the account of Thomas Ramage for repair-
ing school house in Abbeville County.

Referred to the Committee on Claims.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to admit Wm. S. Tillinghast to practice law in the Circuit
Courts of this State was taken up.

On motion of Mr. SINGLETON, the enacting clause of the Bill was
stricken out.

Concurrent Resolution (by Mr. O'Connell) and substitute (by Mr.
Jamison) relative to proposals for public printing, was taken up.

Mr. JAMISON withdrew the substitute.

The Resolution was considered.

Mr. LEE offered the following Resolution, as a substitute, which was
adopted :

Resolved, That the Committee on Public Printing be instructed to re-
port on Wednesday next on a Bill to provide for the publication of the
Acts, Reports, Resolutions, Journals and other papers of the General As-
sembly, together with the substitute for the same.

The following members obtained leave of absence :

Mr. Nehemias, for five days.

Mr. S. Greene, for five days.

On motion of Mr. DENNIS, at 2 P. M., the House adjourned till
Monday, at 12 M.

MONDAY, JANUARY 9, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Saturday was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. SMART, from the Committee on the Judiciary, reported back a Bill to authorize the Clerks of the Courts of Common Pleas to take testimony in certain cases, and recommended that, as the existing provisions of the law in regard to the taking of testimony of witnesses, are sufficient to meet almost every case that may arise, the Bill do not pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. JONES, from the Committee on the Judiciary, reported back the following, and recommended that they do pass :

A Senate Bill to incorporate the Stonewall Fire Engine Company, of Chester.

A Bill to incorporate the South Carolina Savings and Building Association No. 2.

On motion of Mr. BOWLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported verbally, and requested further time to report, on a Bill to alter and amend the Jury Law.

The request for further time was granted.

PETITIONS, RESOLUTIONS, &c.

Mr. WILSON gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to authorize the formation, and to incorporate, the Savannah Valley Railroad Company.

Mr. T. A. DAVIS gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to incorporate the Young Men's Africanus Debating Club, in the City of Charleston.

Also, pursuant to notice, and by leave, introduced

A Bill to incorporate the Logan Fusiliers, of the Parish of St. Thomas and St. Dennis, Charleston County.

Read the first time, and referred to the Committee on Military Affairs.

Also,

A Bill to provide for the appointment of an additional Flour Inspector for the City of Charleston.

Read the first time, and referred to the Committee on Commerce.

Mr. HARDY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Bentford and Mazyck Ethiopian Minstrel Troupe, of Charleston.

Messrs. Levy and Wilkes obtained leave of absence for five days each.

Mr. BOSEMON presented the petition of Samuel Cochran and others, of Charleston County, praying release of certain escheated land.

Referred to the Committee on the Judiciary.

Mr. A. SMITH introduced

Joint Resolution requiring the County Commissioners of Charleston County to establish a farm for the poor.

Read the first time, and referred to the Committee on Agriculture.

Mr. ANDELL presented the claim of S. E. Gaillard, for teaching school in Charleston County.

Referred to the Committee on Claims.

Also, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to define the jurisdiction and duties of County Commissioners."

Read the first time, and referred to the Committee on the Judiciary.

Mr. WARLEY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to empower the School Commissioner of Clarendon County to erect and build school-houses, or cause the same to be erected, for Clarendon County.

The SPEAKER announced the following appointment of Committees:

Enrolled Bills.—F. H. Frost and T. N. Talbott.

Charitable and Religious Institutions.—J. E. Hagood, W. M. Thomas, S. Saunders, B. F. Berry and D. Harris.

Also, as Special Committee to wait upon His Excellency the Governor to ascertain if any action has been taken for the protection of the life and property of the citizens of the State, Messrs. Jamison, L. Cain, O'Connell, Mobley, Whipper, Singleton, Boston, Yocom and Duncan.

Mr. W. M. THOMAS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to create a new County out of parts of Charleston, Orangeburg and Colleton Counties, to be known as the County of St. George.

Mr. HUMBERT gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill incorporating the town of Florence, S. C.

Mr. BARKER, pursuant to notice, and by leave, introduced

A Bill requiring all persons instituting civil actions, to pay the costs of the Clerk of the Court, the Sheriff of the County, and the Attorney, excepting parties instituting proceedings for the recovery of wages on shares of crops.

Read the first time, and referred to the Committee on the Judiciary.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill requiring the County Officers of each and every County in the State to be located at the County seat.

Also, introduced the following Preamble and Concurrent Resolution :

Whereas the General Assembly has not yet received a report from the Committee of the Sinking Fund ; and whereas the Message of His Excellency the Governor shows important sales made by said Commission ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That a Committee of three on the part of the House, and ——— on the part of the Senate, be appointed to secure a special report, and transmit it to their respective Houses, without unnecessary delay.

On motion of Mr. MOBLEY, the further consideration of the Resolution was postponed until to-morrow.

At the hour of 12:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Concurrent Resolution instructing Senators and Representatives of South Carolina in Congress to vote against the general amnesty Bill now before U. S. Congress.

On motion of Mr. O'CONNELL, the consideration of the Special Order was postponed until the conclusion of the morning business.

Mr. BARKER introduced the following Resolution, which was adopted :

Resolved by the House of Representatives, That the Clerk of this House is hereby required to furnish the Members of this House with a printed copy of the several Standing Committee, and Rules of this House.

Mr. J. A. GREEN gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to establish school houses in certain portions of Edgefield County.

Mr. SMART introduced the following Resolution, which was,
On motion of Mr. O'CONNELL, laid on the table :

Resolved, That the Committee to whom was referred a Bill to build a bridge over the Congaree River, near Columbia, and making the same a free bridge, report back by Wednesday next, at 1 P. M.

Mr. T. D. McDOWELL presented the account of W. H. Jones, for repairing school house in Georgetown County.

Referred to the Committee on Claims.

Mr. JONES, pursuant to notice, and by leave, introduced

A Bill to incorporate the Salamander Hook and Ladder Company, of Georgetown, S. C.

Read the first time, and referred to the Committee on Incorporations.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to abolish the offices of State and County Auditors.

Mr. HENDERSON introduced

A Joint Resolution authorizing the Governor of the State to call out the militia in certain Counties, and for other purposes.

Read the first time, and referred to the Committee on Military Affairs.

Mr. JAMISON, pursuant to notice, and by leave, introduced

A Bill to authorize the County Commissioners of Orangeburg County to open a public road from the Bellville road to the Monk's Corner road, at Lewisville.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Also, introduced the following Resolution, which was adopted :

Resolved, That when this House adjourns, it adjourn to meet again at 7 o'clock P. M. in a Committee of the Whole on the political State of affairs in South Carolina.

Mr. BYAS introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That His Excellency the Governor is hereby required to communicate to His Excellency, the President of the United States, the political condition of this State, and ask that a sufficient number of military officers be furnished him to drill the militia of this State.

A debate ensued, pending which, at the hour of 1 P. M., the House proceeded to the consideration of the

MONDAY, JANUARY 9, 1871.

SPECIAL ORDER.

A Bill to repeal an Act entitled "An Act to establish a State Police."

On motion of Mr. S. J. LEE, the consideration of the Special Order was suspended until the conclusion of morning business.

The consideration of Resolution (by Mr. Byas) was renewed.

A further debate ensued,

Pending which, at the hour of 1:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Senate Bill to provide a salary for the office of Lieutenant-Governor of the State.

On motion of Mr. JONES, the consideration of the Special Order was suspended until the conclusion of the morning business.

The Sergeant-at-Arms announced a message from the Senate.

The Clerk of the Senate, Mr. J. Woodruff, appeared, and read the following:

STATE OF SOUTH CAROLINA,

SENATE CHAMBER, COLUMBIA, January 7, 1871.

Mr SPEAKER: The Senate has adopted the following:

Whereas, the House of Representatives, on the 17th day of December last, by five of their members, Messrs. W. J. Whipper, F. J. Moses, Jr., Warren D. Wilkes, Aaron Logan and Joseph Crews, at the bar of the Senate, impeached T. O. P. Vernon, Judge of the Seventh Judicial Circuit of the State of South Carolina of high crimes and misdemeanors in office, and informed the Senate that the House of Representatives will in due time exhibit particular articles of impeachment against him, and make good the same, and likewise demanded that the Senate take order for the appearance of the said T. O. P. Vernon, to answer to the said impeachment; therefore,

Resolved, That the Senate will take proper order thereon, of which due notice shall be given to the House of Representatives.

Ordered, That the Clerk of the Senate be directed to notify the House of Representatives of the foregoing Resolution.

Very respectfully,

(Signed)

J. WOODRUFF,

Clerk of Senate.

The consideration of the Resolution (by Mr. Byas) was renewed.

Mr. JONES moved that the further consideration of the Resolution be postponed until Friday, January 18. Agreed to.

Mr. LYLE gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to consolidate certain County offices, and to make the same elective.

Mr. WOFFORD introduced the following Concurrent Resolution, which,

On motion of Mr. LEE, was referred to the Committee on Ways and Means:

Resolved by the House of Representatives, the Senate concurring, That the State Auditor do instruct the County Treasurers to stay action on all tax excutions for the year 1867 upon which the returns of Sheriffs were *nulla bona*.

Mr. SINGLETON, pursuant to notice, and by leave, introduced

A Bill to incorporate the Scott Rifle Guards.

Read the first time, and referred to the Committee on Military Affairs.

Mr. GARDNER introduced

A Joint Resolution authorizing J. A. Mays, Executor, to sell certain lands in Sumter County.

Read the first time, and referred to the Committee on the Judiciary.

Mr. FROST presented the petition of H. W. Carter, of Williamsburg County, for the removal of his political disabilities.

Referred to the Committee on Removal of Political Disabilities.

Mr. WHITE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to prevent the Governor and other State officers from leaving the State during the sitting of the General Assembly.

Mr. THOMPSON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to alter and amend an Act to regulate the fees of Probate Judges, Clerks of Courts, Trial Justices and Magistrates, and other officers herein mentioned.

On motion of Mr. BOSEMON, the Special Orders for 12:30, and 1 P. M., were discharged, in order to take up the Special Order for 1:30 P. M.

A Senate Bill to provide a salary for the office of Lieutenant-Governor of the State was taken up.

The Bill was put upon its second reading.

Mr. CRITTENDEN moved to strike out the enacting clause of the Bill.

On motion of Mr T. A. DAVIS, the motion was laid on the table.

The Bill was read the second time, and ordered to be engrossed.

PAPERS FROM THE SENATE.

The Senate sent to this House a Bill to change the name of the Gap Creek and Middle Saluda Turnpike Company, and to amend and renew the charter thereof.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Also, a Bill to empower the State to maintain the beneficiaries in the Lunatic Asylum instead of the several Counties.

Read the first time, and referred to the Committee on Ways and Means.

Also, a Bill to authorize aliens to hold property.

Read the first time, and referred to the Committee on the Judiciary.

Also, a Bill to amend an Act entitled "An Act to establish a State Orphan Asylum."

Read the first time, and referred to the Committee on Education.

Also, a Joint Resolution authorizing the County Commissioners of Williamsburg County to levy a special tax.

Read the first time, and, on motion of Mr. FROST, ordered to be placed on the Calendar without reference to a Committee.

Also, a Bill to provide for the protection of persons, property, and the public peace.

Read the first time, and referred to the Committee on the Judiciary.

Mr. SINGLETON moved that the House do now adjourn, and, on this,

Mr. LEE called for the yeas and nays, which were taken and are as follows :

Yeas, 67 ; nays, 10. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Andell, Barker, Bascomb, Berry, Bowley, Byas, Corwin, Crittenden, Dannerly, James Davis, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Giles, J. A. Green, Guffin, Hagood, Hardy, Hart, Henderson, Humbert, Humphries, Hunter, Jamison, Johnson, Lang, Lloyd, Logan, Lyle, McDaniels, W. J. McDowell, Milton, Mobley, Mickey, Nerland, Nuckles, O'Connell, Pendergrass, Ramsay, Rivers, Saunders, Sellers, Singleton, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Taylor, W. M. Thomas, Thompson, Wallace, Warley, White, Wilson, Wofford and Yocom.—67.

Those voting in the negative are :

Messrs. Boston, L. Cain, Ellison, Frost, Goggins, Keith, Lee, Myers, J. W. Thomas and Whipper.—10.

The House then, at 3:10 P. M., adjourned to meet to-morrow, at 12 M.

COMMITTEE OF THE WHOLE.

Pursuant to Resolution adopted, the House met at 7 P. M., in Committee of the Whole, on the condition of political affairs in South Carolina.

Mr. FROST in the Chair.

After debate, participated in by Messrs. Jamison, Nuckles, Boston, Whipper, R. M. Smith, Jones, Byas, Moses and Mobley, on motion of Mr. LEE, at 11 P. M., it was

Resolved, That the Committee do now rise, report progress, and ask leave to sit again to-morrow, at 7 P. M.

TUESDAY, JANUARY 10, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. FROST, from the Committee on Education, reported back the following Bills with the recommendation that they do not pass:

A Bill to establish school houses in Colleton County;

Also,

A Bill to authorize the School Commissioner of Charleston County to erect school houses.

On motion of Mr. SINGLETON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported back a petition of certain persons in Oconee County, asking aid in the payment of school account, and recommended that it be returned to the parties, with the suggestion that they submit it in the shape of a claim against the State.

On motion of Mr. C. D. HAYNE, the recommendation contained in the Report was adopted.

Mr. FROST, from the Committee on Public Lands, reported back a Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties," and recommended that it do not pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BOSEMON, from the Medical Committee, reported back the account (\$80.00) of F. Peyre Porcher, M. D., of Charleston, for *post mortem* examination, and recommended that the sum of \$40.00 be paid.

On motion of Mr. SIMONS, the Report was adopted, and ordered to be sent to the Senate.

Mr. A. SMITH, from the Committee on Labor, reported back a Bill to determine the number of hours which shall constitute a day's labor for all laborers and mechanics employed by the State, accompanied by a substitute entitled "A Bill to regulate and determine what shall constitute a legal day's labor in this State," and recommended the adoption of the substitute.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill and substitute.

The Bill and substitute were ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Senate Bill to provide a salary for the office of Lieutenant-Governor of the State.

The Bill was read the third time, passed, title changed to that of an Act, and ordered to be enrolled.

Mr. FROST, from the Committee of the Whole on the political state of affairs in South Carolina, reported progress, and asked leave to sit again this day, at 7 P. M.

On motion, the request was granted.

Mr. BOSEMON submitted the following Report:

The Joint Committee appointed at the regular session of 1869-'70, by virtue of a Concurrent Resolution of February 28, 1870, and in accordance with the Act of August, 1868, entitled "An Act to regulate the manner of keeping and disbursing funds by certain officers," respectfully beg leave to submit the following Report:

1. That they have examined the accounts, vouchers, &c, lodged in the office of the Comptroller-General during the last fiscal year, and find everything connected with the office in perfect order—all warrants drawn

being in strict accordance with law, and proper vouchers taken therefor, in every case.

That they have had every facility extended them for the proper performance of the duties imposed upon them, and take pleasure in testifying to the care exercised by the Comptroller-General in keeping the accounts of the State, as well as in the preservation of the public and other property entrusted to his care.

2. TREASURY DEPARTMENT.—Your Committee would state that they have made a critical examination of all the books, orders and receipts of the State Treasurer, and find them correct in every particular. The manner of keeping the various sets of books, checks, and all receipts of moneys and disbursements of the same, drafts and deposits, has been in accordance with the requirements of law.

Your Committee feel bound to say that the work of the Treasury office, the many sets of books required by the changing status of stocks and bonds, conversion, &c., in addition to the daily current work, demand more clerical force, and they respectfully recommend that an additional clerk be allowed.

Your Committee, in closing this Report, embrace the opportunity of saying that the courtesy extended to them, while in discharge of the duties entrusted to them, as well as the accuracy and dispatch observed in the examination necessary, afforded them much gratification and pleasure, and reflects credit on the interests of the State.

The following statement shows the receipts and expenditures for the fiscal year commencing November 1, 1869, and ending October 31, 1870:

STATE TREASURY DEPARTMENT.

RECEIPTS.

1869.

Oct. 31. To cash balance, October 31, 1869.....	\$ 11,851 07
Oct. 31. To sundry sources.....	1,820,162 33
	<hr/>
Total.....	\$1,832,013 40

EXPENDITURES.

1870.

Oct. 31. By sundries.....	\$1,830,840 82
Nov. 1. By balance.....	1,172 58
	<hr/>
Total.....	\$1,832,013 40

Your Committee having accomplished the duties which devolved upon them, now beg leave to be discharged.

(Signed)

H. E. HAYNE,
BENJ. A. BOSEMON, JR.

The Report was read, and received as information.

PETITIONS, RESOLUTIONS, &c.

Mr. WILSON, pursuant to notice, and by leave, introduced
A Bill to authorize the formation and incorporation of the Savannah Valley Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Mr. C. D. HAYNE, pursuant to notice, and by leave, introduced
A Bill to establish a new judicial and election County, to be known as Woodbury County, and to define the limits and boundaries of the same.

Read the first time, and referred to the Committee on Internal Improvements.

Mr. BERRY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate Mt. Pleasant Lutheran Church, in Barnwell.

Mr. MYERS introduced

Joint Resolution authorizing the State Treasurer to pay J. R. C. Jandon the sum of \$-04.66.

Read the first time, and referred to the Committee on Ways and Means.

Mr. BOSEMON gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to supply the deficiency in the appropriation for the Charleston city schools for 1870.

Also, presented the account of P. B. Morgan, of Charleston County, for services as school teacher.

Referred to the Committee on Claims.

Mr. HARDY presented the petition of W. J. Pinckney, late Captain of Company "K," First Regiment, First Brigade, First Division, National Guard, for restoration to his rank as such.

Referred to the Committee on Military Affairs.

Mr. HEDGES gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill creating the office of a State Engineer, for the inspection of steam mill and other motive power boilers ;

A Bill to examine and license competent engineers ;

A Bill to authorize the School Commissioner of Charleston County to erect and furnish a school house in the town of Wrightville, Edisto Island, Charleston County, not to exceed in cost two thousand dollars ;

A Bill for the building of a bridge connecting North and South Edisto Islands.

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to empower the Commissioners of Pilotage, in the city of Charleston, to elect a clerk of the said Board, and for other purposes.

Read the first time, and referred to the Committee on Commerce.

Mr. T. A. DAVIS presented the petition of certain citizens and merchants of Charleston for the passage of a Bill to create an additional Flour Inspector in the city of Charleston.

Referred to the Committee on Commerce.

Mr. MADDOCKS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Lincoln Guards, of Summerville, Colleton, S. C.

Mr. HUMBERT introduced

A Joint Resolution to instruct the Governor to send ten companies of State militia into the Counties of Union and Spartanburg.

Read the first time, and referred to the Committee on Military Affairs.

Mr. KEITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Lincoln Light Infantry, of Darlington, S. C.

Mr. GAREY, pursuant to notice, and by leave, introduced

A Bill to require the School Commissioner of Kershaw County to erect, or cause to be erected, school houses in said County.

Read the first time, and referred to the Committee on Education.

Mr. BYAS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to make appropriation for educational purposes, for the school year of 1871 ;

A Bill to alter and amend the charter of the town of Orangeburg.

Mr. REEDISH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to abolish the County and State Board of Equalization.

Mr. GARDNER gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend an Act entitled "An Act to organize and govern the Militia of South Carolina."

Mr. SINGLETON introduced the following Resolution, which was adopted :

Resolved, That the Sergeant-at-Arms of the House of Representatives be instructed to furnish a list of the number of Committee Rooms now occupied and in use by the several Committees of this House; also, to

furnish information concerning the expense of fitting up the same by him.

Mr. FROST gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to establish and maintain a State Normal School.

Mr. O'CONNELL presented the petition of R. L. Crook, for payment of \$287 due him, for building bridge over Fishing Creek, in Chester County.

Referred to the Committee on Roads, Bridges and Ferries.

Mr. WHIPPER gave notice that on to-morrow, or some subsequent day, he will introduce the following Bills:

A Bill to declare martial law in the counties of Union, Laurens, Spartanburg, and other Counties;

A Bill to levy a special tax on all Counties declared under martial law, to bear the expenses of the militia;

A Bill to make an appropriation to defray the expenses of the militia in all Counties declared under martial law;

A Bill to provide for the widows and orphans of all persons murdered for their political opinions;

A Bill to make an appropriation to defray the expenses of the militia in the Counties of Union, Laurens and Spartanburg.

Mr. BOWLEY introduced the following Resolution, which was adopted:

Resolved, That a Committee of (7) seven be appointed on "Retrenchment," as a Standing Committee of the House.

Mr. BOSTON gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to alter and amend and extend the limits of the town of Newberry.

Mr. GAITHER gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to provide State aid to the poor planters of Kershaw County.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 21.

IN THE SENATE, COLUMBIA, S. C., January 9, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that a Joint

Resolution instructing the State Auditor to order the enforcement of the collection of taxes, has been laid on the table in the Senate.

Very respectfully,

(Signed)

C. W. MONTGOMERY, President *pro tem*.

Also,

MESSAGE FROM THE SENATE, No. 22.

IN THE SENATE, COLUMBIA, S. C., January 10, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that a Concurrent Resolution from your House requesting the Secretary of the Advisory Board of the Land Commission to make a Report has been laid on the table in the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

The SPEAKER presented the Annual Report of the County Commissioners of Sumter County for the fiscal year ending November 1, 1870.

Referred to the Committee on Ways and Means.

Mr. JONES, by unanimous consent, introduced

A Bill to redeem certain obligations of the State therein named.

Read the first time, and referred to the Committee on Ways and Means.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to regulate the right of traverse was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution authorizing the County Commissioners of Williamsburg County to levy a special tax was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to repeal an Act entitled "An Act to establish a State Police" was taken up

Mr. YOCOM moved that the Bill be recommitted to the Committee on Military Affairs. Agreed to.

Concurrent Resolution instructing Senators and Representatives of South Carolina in Congress to vote against the general amnesty Bill now before the U S. Congress was taken up.

Mr. FROST moved to lay the Resolution on the table.

On this Mr. SINGLETON called for the yeas and nays, which were taken, and are as follows :

Yeas, 28 ; nays, 69. Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Andell, Barker, Bass, Bosemon, T A. Davis, Derrick, Doyle, Duncan, Dusenbury, Frost, Hagood, Hough, Kuh, Lyle, T. D. McDowell, Mead, Miles, Myers, Perry, Sellers, A. Smith, R. M. Smith, Sullivan, Talbott, Taylor, Williams and Wilson.—28.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Bascomb, Berry, Boston, Bowley, Briggs, Bryan, Byas, Lawrence Cain, Everidge Cain, Dannerly, James Davis, Dennis, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goggins, John A. Green, Guffin, Hardy, Hart, C. D. Hayne, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lee, Lloyd, Maddocks, Milton, Mobley, Moore, Mickey, Nerland, Nuckles, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons. Singleton, Sumpter, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White and Yocom.—69.

The Concurrent Resolution was adopted, and ordered to be sent to the Senate.

The following papers were presented to be entered on the Journal :

I vote " No " on the passage of the Concurrent Resolution instructing Senators and Representatives of South Carolina in Congress to vote against the general amnesty Bills now before the United States Congress, because it is, in my opinion, antagonistic to the spirit of true Republicanism. Were it possible that the political proscription of a portion of the citizens of this nation would in any manner subserve the interests of peace, harmony and good government, or better protect life and property, without hesitancy would I cordially support it. But the belief that it is ungenerous and inconsistent with true manhood to seek to exclude from others the political rights held dear by all capable of appreciating their enjoyment, compels me to record my vote against it.

(Signed)

F. H. FROST.

For the following reasons we vote " No " on the passage of the Concurrent Resolution "requiring and instructing United States Senators and Representatives to oppose the passage of the Amnesty Bill by the United States Congress :"

1st. Because we believe that such an amnesty as is contemplated in the various Bills now before Congress would, if secured, do much towards restoring friendly relations between the two sections of the country, and,

also, towards harmonizing the conflicting and antagonizing elements existing in all parts of the South.

2d. Because we have every confidence in the judgment, honesty and integrity of those true and tried Republicans in Congress who were the originators and framers of the Bills, and who are laboring earnestly and zealously for their passage. We are heartily willing to place ourselves on record beside such men as Bingham, Farnsworth and Butler, and to share with them any results that may accrue from the adoption of such a policy.

3d. Because we believe our Senators and Representatives in Congress will, at the proper time, use the sound intelligence and enlightened judgment with which they are so abundantly endowed in such a manner as their minds and consciences dictate, irrespective of any request or instructions the General Assembly may tender or furnish.

(Signed)

BENJ. A. BOSEMON, JR.,
T. A. DAVIS,
THOS. D. McDOWELL.

At the hour of 1:30 P. M. the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to provide for the erection of sufficient fences, and keeping the same in repair.

Mr. WHIPPER moved to strike out the enacting clause of the Bill.

Mr. A. SMITH moved to lay the motion on the table.

On this Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 13 ; nays, 75. Not agreed to.

Those voting in the affirmative are :

Messrs. J. Davis, T. A. Davis, Ford, Hardy, Hart, Hedges, Jamison, Johnson, Mickey, Ramsay, Talbott, Wallace and Yocom.—13.

Those voting in the negative are :

Messrs. Adamson, Allen, Andell, Barker, Bascomb, Bass, Boston, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain, Dannerly, Dennis, Derrick, Doyle, Duncan, Dusenbury, Ellison, Farr, Frost, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goggins, Guffin, Hagood, Henderson, Hough, Humbert, Hunter, Jackson, Keith, Kennedy, Kuh, Lang, Lee, Lloyd, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Miles, Milton, Mobley, Moore, Myers, Nerland, Pendergrass, Perry, Reedish, Rivers, Saunders, Sellers, Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Warley, Whipper, White, Williams, Wilson and Wofford.—75.

The question being taken on the motion to strike out the enacting clause of the Bill, it was decided in the affirmative.

A Senate Bill to incorporate the Stonewall Fire Engine Company, of Chester, was taken up.

The Bill was read the second time, and ordered to be engrossed.

Concurrent Resolution (by Mr. Barker) for appointment of a Joint Committee to secure Report of Sinking Fund Commission, and transmit the same to each House, was taken up.

Mr. O'CONNELL moved to lay the Resolution on the table. Not agreed to.

The question being taken on the adoption of the Resolution, it was decided in the negative.

A Bill to incorporate the South Carolina Saving and Building Association No. 2, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to authorize Clerks of Courts of Common Pleas to take testimony in certain cases.

On motion of Mr. LEE, the further consideration of the Bill was postponed, and made the Special Order for to-morrow, at 1 P. M.

The following members obtained leave of absence :

Mr. Hart for seven days.

Mr. Litchfield for five days.

On motion of Mr. SIMONS, at 2:30 P. M., the House adjourned till to-morrow, at 12 M.

COMMITTEE OF THE WHOLE.

The Committee was called to order at 7 P. M.

Mr. BOSEMON in the Chair.

A debate was participated in by Messrs. Henderson, Dannerly, Allen, Byas, Jamison, Hurley, Reedish, Whipper and Bowley.

Mr. LEE offered the following Resolution, which was, on motion of Mr. BOWLEY, laid on the table :

Resolved, That the Committee do now rise, and recommend to the House that immediate steps be taken to send the State militia into the upper Counties of this State, where outrages are reported to have been committed.

On motion of Mr. BYAS, at 10:30 P. M., it was

Resolved, That this Committee do now rise, report progress, and ask leave to sit again.

WEDNESDAY, JANUARY 11, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. FROST, from the Committee on Education, reported back a Senate Bill to amend an Act entitled "An Act to establish a State Orphan Asylum," and recommended that the Bill do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Joint Resolution to appoint Trustees for the De La Howe Free School, of Abbeville County, and recommended that it do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back account of W. H. Jones, for repairing school house in Georgetown County, and recommended that the account be returned, for approval by the proper authorities.

On motion of Mr. C. D. HAYNE, the recommendation contained in the Report was adopted.

Also, reported back the accounts of P. B. Morgan, J. B. Irvin, Jas. W. Keith J. M. C. Thorn and Miss M. A. Buie, for services as school teachers, and recommended that the claims be returned, for approval by the proper school authorities.

On motion of Mr. DENNIS, the recommendation contained in the Report was adopted.

Mr. FROST, from the Committee on Public Lands, reported back a Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics, and recommended that it do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. DENNIS, on behalf of the Committee on Public Printing, asked until to-morrow to report back a Bill (and substitute) to provide for the

publication of the Acts, Reports, Resolutions, Journals, and other papers of the General Assembly.

On motion of Mr. GOODSON, the request was granted.

Mr. BOSEMON, from the Medical Committee, reported back a Bill to incorporate the Charleston Cleansing Company, and recommended that it do pass.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr JAMISON, from the Special Committee to wait upon the Governor, by leave, reported verbally, and requested further time to report.

On motion of Mr. THOMPSON, the Committee was granted until 2:30 P. M., this day, to report.

Mr. BOSEMON, from Committee on the Whole on the political state of affairs in South Carolina, reported progress, and asked leave to sit again.

Report received as information, and request granted.

PETITIONS, RESOLUTIONS, &c.

Mr. GOGGINS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to renew and amend the charter of the town of Cokesbury, Abbeville County, S. C.

Mr. E. CAIN, pursuant to notice, and by leave, introduced

A Bill to empower the County Commissioners of Abbeville County, to levy taxes for County purposes.

Read the first time, and referred to the Committee on Ways and Means.

Mr. FORD gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to require the County Commissioners of Charleston County to erect, or cause to be erected, in St. James' Goose Creek Parish, in said County, a hospital building, and to furnish the same with suitable furniture, and provide a physician for the same.

Mr. BASCOMB gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce the following :

A Bill to incorporate the Port Royal River Ferry Company, of S C ;

A Bill to incorporate the Coosawhatchie Railroad Company ;

A Bill to charter the Port Royal City Savings Bank ;

A Bill to authorize Edmund F. English to build a wharf, and collect wharfage at Port Royal City.

Mr. WHIPPER, pursuant to notice, and by leave, introduced

A Bill declaring martial law in various Counties.

Read the first time, and referred to the Committee on Military Affairs.

Also,

A Bill to levy a special tax in various Counties.

Read the first time, and referred to the Committee on Ways and Means.

Mr. MYERS, by unanimous consent, introduced

A Bill to provide for the publication of the Acts, Reports, Resolutions, Journals and other papers of the General Assembly.

Read the first time, and referred to the Committee on Public Printing, with instructions to report to-morrow.

At the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to authorize Clerks of Courts of Common Pleas to take testimony in certain cases.

On motion of Mr. L. CAIN, the Bill was recommitted to the Committee on the Judiciary.

Mr. T. A. DAVIS, pursuant to notice, and by leave, introduced

A Bill to incorporate the Young Men's Africanus Debating Club.

Read the first time, and referred to the Committee on Incorporations.

Mr. BOSEMON, pursuant to notice, and by leave, introduced

A Bill to supply the deficiency in the appropriation for the Charleston city schools for 1870.

Read the first time, and referred to the Committee on Ways and Means.

Also, presented the petition of the Mechanics' Union, No. 1, of Charleston, for an Act of incorporation.

Referred to the Committee on Incorporations.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Mechanics' Union Society, No. 1, of the city of Charleston.

Mr. HEDGES, pursuant to notice, and by leave, introduced

A Bill to authorize the building of a bridge to connect the islands of North and South Edisto at the location of the old bridge.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. ELLIOTT, pursuant to notice, and by leave, introduced

A Bill to purchase and maintain a school-ship in the Harbor of Charleston.

Read the first time, and referred to the Committee on Commerce.

Mr. W. M. THOMAS gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to empower the Speaker of the House of Representatives, and the President of the Senate, to convene the General Assembly whenever, in their judgment, they may deem it necessary.

Mr. MADDOCKS, pursuant to notice, and by leave, introduced

A Bill to incorporate the Lincoln Guards, of Summerville.

Read the first time, and referred to the Committee on Military Affairs.

Mr. KEITH, pursuant to notice, and by leave, introduced

A Bill to incorporate the Lincoln Light Infantry, of Darlington.

Read the first time, and referred to the Committee on Military Affairs.

Also, introduced the following Resolution, which, on motion of Mr. C. D. HAYNE, was referred to the Committee on Ways and Means :

Resolved, That the Sergeant-at-Arms be instructed to report the whole number of principal and subordinate officers and attachees of this House, and the amount paid them.

Also, introduced the following Resolution, which, on motion of Mr. LEE, was referred to the Committee on State House and Grounds :

Resolved, That the Sergeant-at-Arms be instructed to report to this House what disposition has been made of any furniture removed from the rooms in the State House, under control of the House of Representatives.

Mr. L. CAIN pursuant to notice, and by leave, introduced

A Bill to provide for the widows and orphans of this State, whose husbands and fathers have been, or may be, murdered on account of certain opinions, political or otherwise, or on account of race or color.

Read the first time, and referred to the Committee on the Judiciary.

Mr. J. A. GREEN introduced

A Joint Resolution authorizing the School Commissioner of Edgefield County to erect a school house at Red Bank, in said County.

Read the first time, and referred to the Committee on Education.

Mr. BARKER, pursuant to notice, and by leave, introduced

A Bill to require the County officers of each and every County in the State to be located at the County seat.

Read the first time, and referred to the Committee on County Offices and Officers.

Also, introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That a Commission of five persons, who shall be members of the General Assembly, one from each Congressional District, and one from the State at

large, to be elected by joint ballot of both Houses, be appointed, whose duty it shall be to proceed forthwith to the Counties of Laurens and Union, and ascertain, and report, the facts connected with the recent disturbances in said Counties, and that said Commission report the facts at the earliest practicable day, to the General Assembly, with such suggestions as they may deem suitable.

Mr. DENNIS moved to refer the Resolution to the Committee on Military Affairs.

Mr. T. A. DAVIS moved to lay the motion on the table. Agreed to.

On motion of Mr. A. Smith, the whole matter was laid on the table.

At the hour of 1:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to protect the rights of parents, and prevent the procuring and carrying from the State of persons under the age of twenty-one years.

On motion of Mr. HURLEY, the consideration of the Special Order was postponed.

Mr. T. D. McDOWELL gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Saving, Building and Loan Association, of South Carolina.

Mr. BOWLEY introduced a Joint Resolution authorizing the County Commissioners of Georgetown County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means, Mr. JONES, pursuant to notice, and by leave, introduced

A Bill to amend the charter of the town of Georgetown.

Read the first time, and referred to the Committee on Incorporations.

Mr. CRITTENDEN, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to provide for the construction and keeping in repair of public highways and roads," approved March 1, 1870.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. HUDSON presented the account of Robert McLean, of Lancaster County, for services as school teacher.

Referred to the Committee on Claims.

Mr. SELLERS, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to provide for the construction and keeping in repair of public highways and roads," approved March 1, 1870.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. JAMISON, pursuant to notice, and by leave, introduced

A Bill to authorize and require the County Commissioners of Orangeburg County to build a bridge across the north fork of Edisto River, and establish a road therefrom to the town of Branchville, in said County.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. WALLACE, pursuant to notice, and by leave, introduced

A Bill to incorporate the Shiloh Camp Ground Society, in St Matthew's Parish, Orangeburg County.

Read the first time, and referred to the Committee on Charitable and Religious Associations.

Mr. BYAS, pursuant to notice, and by leave, introduced

A Bill to make an appropriation for educational purposes for the year ending January 1, 1872, and for other purposes.

Read the first time, and referred to the Committee on Ways and Means.

Also,

A Bill to alter and amend an Act entitled "An Act to incorporate the town of Orangeburg."

Read the first time, and referred to the Committee on Incorporations.

Mr. REEDISH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend an Act entitled "An Act to limit the cost of criminal prosecutions," approved February 28, 1870.

Also, introduced the following Resolution, which,

On motion of Mr. JONES, was referred to the Committee on Ways Means :

Resolved, That the Sergeant-at-Arms be, and is hereby, instructed to report, on or before the 14th instant, the amount which he was obliged to pay for rooms, &c., for the respective Committees, and other expenses incidental thereto.

Mr. JAMISON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize the Governor to establish a State Guard for the protection of the Capitol.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 23.

IN THE SENATE, COLUMBIA, S. C., January 10, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a Concurrent Resolution from your House, requiring a report from the Land Commissioner and Advisory Board of the Land Commission, has been laid on the table in the Senate.

Very respectfully,

(Signed)

ALONZO J. RANSIER,
President of Senate.

Also, the following :

MESSAGE FROM THE SENATE, No. 24.

IN THE SENATE, COLUMBIA, S. C., January 11, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it has indefinitely postponed the consideration of the Concurrent Resolution from your House requesting and instructing the United States Senators and Representatives in the Congress of the United States from South Carolina to oppose the passage of an Amnesty Bill by the United States Congress.

Very respectfully,

(Signed)

ALONZO J. RANSIER,
President of Senate.

Also, sent a Joint Resolution authorizing the State Treasurer to re-issue to Thomas L. Webb, Trustee of McKewn and Martha Johnstone, a certain certificate of State stock.

Read the first time, and referred to the Committee on Ways and Means.

Also, a Joint Resolution authorizing the County Commissioners of Oconee County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Also, a Joint Resolution authorizing the State Treasurer to re-issue to John Phillips, Executor of John Campbell, deceased, a certain certificate of State Stock.

Read the first time, and referred to the Committee on Ways and Means.

Also, a Bill to provide for the redemption of certain lands sold under order of General Ed. R. S. Canby, for taxes.

Read the first time, and referred to the Committee on Ways and Means.

Also, returned, with concurrence, a Resolution for appointment of Joint Committee to wait upon the State Treasurer, and obtain certain information.

Also, returned, with concurrence, a Resolution requiring County Auditor of Newberry County to render certain reports.

Also, returned, with concurrence, a Resolution requesting His Excellency the Governor to furnish certain information relative to riotous proceedings in certain Counties.

At the hour of 2 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to renew and amend the charter of the town of Spartanburg.

On motion of Mr. SINGLETON, the Special Order was suspended until the conclusion of the call of Counties.

Mr. REEDISH introduced the following Resolution, which, on motion of Mr. W. M. THOMAS, was referred to the Committee on Ways and Means:

Resolved, That a Standing Committee of five be appointed to investigate and report, from time to time, the concurrent expenses of the House, and that said Committee shall have full power and authority to examine any books, papers, or other documents, which will assist in anywise the object of this Resolution.

Mr. L. CAIN presented account of R. A. Green, for teaching free school in Edgefield County.

Referred to the Committee on Claims.

Mr. THOMPSON presented the account of Carrol & Spellman.

Referred to the Special Committee on furnishing the House of Representatives.

Mr. GARDNER, pursuant to notice, and by leave, introduced

A Bill to amend Section 15 of an Act entitled "An Act to organize and govern the militia of South Carolina."

Read the first time, and referred to the Committee on Military Affairs.

Mr. SINGLETON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to provide for the building of school houses in Sumter County.

Also,

A Bill to prohibit persons in cities, or in the country, to go about in disguise.

Mr. FROST introduced the following Resolution, which was adopted:

Resolved, That, in accordance with the request of the gentlemen interested, the petition of the Professors and Librarian of the South Carolina College for back salary, be returned them by the Committee on Education, to whom it was referred.

The consideration of the Special Order for 2 P. M., a Bill to renew and amend the charter of the town of Spartanburg, was resumed.

The second reading of the Bill at Section 5 was continued.

The motion (by Mr. Reedish) to reconsider the vote whereby Section 5 was amended, was considered and agreed to.

On motion of Mr. WHIPPER, Section 5 was amended, on line 4, by striking out the words "small and mean causes," and inserting in lieu thereof the words "civil cases."

On motion of Mr. DUNCAN, Section 8 was amended by striking out all after the word "State," in the 26th line, to the word "and," in the 27th line; and on line 39, by inserting after the word "property," the word "upon."

Also, by adding to the Section the following:

"Provided, That if, in the judgment of the said Town Council, any property, real or personal, shall be returned below its actual and true value, then, in such cases, reference shall be made to the books of the County Treasurer, and the last assessment of such property made by the County Assessor, shall be taken as the value of the same."

The Bill was read the second time, and ordered to be engrossed.

At the hour of 2:30 P. M., the report from the Special Committee to wait upon the Governor, to ascertain what action had been taken for the protection of citizens, &c., in certain Counties, was called for.

On motion of Mr. BYAS, the Committee were granted until to-morrow at 1 P. M. to report.

The House proceeded to the consideration of

GENERAL ORDERS.

A Bill to establish school houses in Colleton County was taken up.

On motion of Mr. FROST, the enacting clause of the Bill was stricken out.

A Bill to authorize the School Commissioner of Charleston County to erect school houses was taken up.

On motion of Mr. FROST, the enacting clause of the Bill was stricken out.

A Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties," was taken up.

On motion of Mr. FROST, the enacting clause of the Bill was stricken out.

A Bill (and substitute) to determine the number of hours which shall constitute a day's labor for all laborers, workmen and mechanics, employed by the State, was taken up.

The substitute (a Bill to regulate and determine what shall constitute a legal day's labor in this State) was read, and, on motion of Mr. O'CONNELL, adopted.

The Bill was read the second time, and ordered to be engrossed.

Mr. Smart obtained leave of absence for three days.

On motion of Mr. A. SMITH, at 2:55 P. M., the House adjourned till to-morrow at 12 M.

THURSDAY, JANUARY 12, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. E. J. Adams, of Charleston.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. LEE, from the Committee on County Offices and Officers, reported on a Resolution relative to the salaries of County officers by

A Bill to regulate the salaries of School Commissioners of the various Counties of the State.

Read the first time, and ordered to lie over for a second reading.

Mr. GARDNER, from the Committee on Military Affairs, reported back the following Bills, and recommended that they do pass :

A Bill to incorporate the Logan Fusiliers, of the Parish of St. Dennis and St. Thomas, Charleston County ;

A Bill to incorporate the Scott Rifle Guards, of Sumter, S. C.;

A Bill to incorporate the Whipper Guards, of Christ Church Parish ;

A Bill to incorporate the Winyah Guards, of Georgetown, S. C.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported back a Joint Resolution authorizing the Governor of the State to call out the militia in certain Counties, and for other purposes, and recommended that it do not pass

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Also, reported back the petition of W. G. Pinckney, for restoration to rank as Captain of Company "K," First Regiment National Guard, and recommended that the petition be returned to the petitioner.

On motion of Mr. A. SMITH, the recommendation contained in the Report was adopted.

Mr. FROST, from the Committee on Public Lands, reported back a Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties," and recommended that it do not pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill to provide for the surveying of public lands of the State, and the allotment of the same, and recommended that the Bill do not pass.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. THOMPSON, from the Committee on Grievances, reported back a Joint Resolution to provide for the support of persons driven from Union County, and recommended that it do not pass.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Public Printing, to whom was referred a Senate Bill entitled "A Bill to provide for the publication of the Acts, Reports, Resolutions, Journals, and other papers of the General Assembly," and a substitute for the same, asked leave to report that they have had the same under consideration, and recommended that the substitute be laid on the table, and the Senate Bill be adopted, with the following amendments:

Strike out all of Section 1 of the Senate Bill, and substitute the following for said Section:

"That the Clerk of the Senate and the Clerk of the House of Representatives be, and they are hereby, authorized to provide, by contract, for the publication, in such newspapers of the State as they may think proper, of the Acts and Joint Resolutions of the General Assembly; and they are further authorized and required, immediately after the passage of this Act, to advertise for proposals for the current and permanent printing of the General Assembly; said proposals to be addressed to the

Chairman of the respective Printing Committees of the Senate and House of Representatives, the lowest responsible bid therefor to be adopted by the Printing Committee and reported to their respective Houses for approval."

Also, to strike out, on the fourth line of Section 2, all after the word "the," to the word "hereby," on the fifth line, and insert the following: "Secretary of State be, and he is," so that it shall read as follows:

"That a sufficient number of the Journals, Reports and Acts of the General Assembly as may be necessary for the use of the members of the General Assembly, and for the State Librarian to make exchanges with other States, be bound in a good and substantial manner; and that the Secretary of State be, and he is hereby, authorized to have the same done immediately upon the close of the session, or as soon thereafter as practicable."

Also, to strike out of Section 3, wherever it occurs, the word "they," and insert the word "he."

Also, to strike out of Section 4 all after the word "that," on the fourth line, to the word "the," on the fifth line.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill and substitute.

The Bill and substitute were ordered to lie over for a second reading.

Also, reported back a Concurrent Resolution to print one thousand copies of the Report of the Commissioner of Agriculture, and recommended its adoption.

On motion of Mr. BYAS, the recommendation contained in the Report was adopted, and the Concurrent Resolution was ordered to be sent to the Senate.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading.

A Joint Resolution authorizing the Executive to commission Ridley K. Carlton as Coroner of Beaufort County.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

Also, a Bill ceding the jurisdiction of the State of South Carolina to the United States of America over such lands as may be acquired for public purposes by the said United States of America.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also, a Bill to renew and extend an Act to provide a mode by which to perpetuate testimony in relation to deeds, wills, choses in action, and other papers destroyed or lost during the recent war.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

A Senate Joint Resolution authorizing the County Commissioners of Williamsburg County to levy a special tax.

The Joint Resolution was read the third time, passed, and ordered to be enrolled.

Mr. WHIPPER, from the Committee on the Judiciary, reported back a Bill to regulate the manner of drawing juries, and recommended that it do pass, with the following amendments :

1. Amend Section 2, by inserting after the words, "constant ferry-men," the words "millers carrying on that business at the time, and all men actually employed as such."

2. To amend Section 4 so as to make it read thus: "There shall be appointed by the Governor, and confirmed by the Senate, one officer for each County in the State, to be named and designated a Jury Commissioner, who shall be commissioned, and hold office for the term of two years, unless sooner removed by the Governor, who is hereby authorized and empowered to so remove upon good cause shown."

3. That in all the Sections of this Bill where the word "Commissioners" occurs, the same be stricken out, and the word "Commissioner" be inserted instead, and that the reading of the Sections, where such alteration takes place, be made to conform with the change.

4. To amend Section 12, so as to make it read thus, "when jurors are to be drawn, the Jury Commissioner shall attend at the office of the Clerk of the Court of Common Pleas, within and for that County, and in the presence of the Clerk of the Court, and the Sheriff of the County, he shall shake up the names in the jury box, until they are well mixed, and having unlocked said box, the said Jury Commissioner, in the presence of the Clerk of the Court, and Sheriff of the County, shall proceed to draw therefrom, without seeing the names written thereon, a number of ballots equal to the number of jurors required. If a person so drawn is exempted by law, or is unable, by reason of sickness, or absence from home, to attend as a juror, or if he has served as a juror in any Court within the year then next preceding, his name shall be returned into the box, and another drawn in his stead."

5. To amend Section 38 so as where the word "twelve" occurs after the word "exceeding," "twelve" be stricken out, and the word "twenty" be inserted instead; and in the same Section, where the word "four" occurs after the word "exceeding," the word "four" to be stricken out, and "two" inserted instead; also, in the same Section, where the word "ten" occurs after the word "of," to strike out "ten," and insert "five" instead.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Joint Resolution asking that the Hon. James L. Orr, Judge of the Eighth Judicial Circuit, be allowed extra compensation for holding extra Courts, and recommended that the Joint Resolution be adopted; and the Committee further beg leave to recommend that the sum of eight hundred dollars be allowed for the extra compensation herein indicated.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Also, reported back a Bill to amend an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State," and recommended that the Bill do not pass.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported back a Bill to amend Section 279 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State," and recommended that the Bill do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. NERLAND gave notice that he will on to-morrow, or as soon thereafter as practicable, introduce

A Bill to incorporate the town of Graham's, Barnwell County.

Mr. BERRY, pursuant to notice, and by leave, introduced

A Bill to incorporate the Mt. Pleasant Evangelical Lutheran Church, of Barnwell County.

Read the first time, and referred to the Committee on Charitable and Religious Institutions

Mr. SUMPTER gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to provide for the submission of the question of a change of location of the County seat of Barnwell County to the voters of said County.

Mr. BOSEMON, pursuant to notice, and by leave, introduced

A Bill to incorporate the Mechanics' Union Society, No. 1, of the city of Charleston.

Read the first time, and referred to the Committee on Incorporations.

Mr. FORD, pursuant to notice, and by leave, introduced

A Bill to require the County Commissioners of Charleston County to erect a hospital in St. James' Goose Creek Parish.

Read the first time, and referred to the Committee on Ways and Means.

Also, gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to incorporate the South Carolina Phosphatic Company, and to grant the right to dig, mine and remove from the beds of the navigable streams of this State rocks and phosphatic deposits.

Mr. HEDGES gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill taxing three dollars per ton royalty, for the benefit of the State, all phosphates mined by corporations in all the public rivers or navigable streams within the State of South Carolina.

Also, presented the account of E. R. Stokes, against the State Library.

Referred to the Committee on Legislative Library.

Mr. ELLIOTT gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to amend an Act entitled "An Act to establish a State Orphan Asylum."

Mr. HUMBERT gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to establish an Alms House at the County seat of Darlington County.

Also, a Bill fixing the salaries of school teachers in Darlington County.

Mr. MOORE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill providing for the paying for improvements made on the property of other persons.

Mr. HUDSON introduced the following Resolution, which, on motion of Mr. C. D. HAYNE, was referred to the Committee on Ways and Means:

Resolved, That the Speaker of the House appoint five members as a Standing Committee on Banking and Trust Companies.

Mr. COUSART, pursuant to notice, and by leave, introduced

A Bill to authorize the County Commissioners of Lancaster County to levy a special or additional tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. BOSTON introduced the following Concurrent Resolution, which, On motion of Mr. JAMISON, was indefinitely postponed:

Resolved by the House of Representatives, the Senate concurring, That a Committee of three (3) on the part of the House, and ——— on the

part of the Senate, be appointed, whose duty shall be to hold a conference, and there consider and report immediately to the General Assembly matters most important to be considered during the present session.

SPECIAL ORDER FOR 1 P. M.

Report of Special Committee to wait upon His Excellency the Governor, to ascertain what steps have been taken for the protection of lives and property of citizens in certain Counties.

Mr. JAMISON submitted the following Report:

The Committee who was appointed to wait upon His Excellency the Governor, to ascertain what action has been taken by him for the protection of the lives and property of the citizens of the State, beg leave to report the following:

His Excellency informs the Committee that he has taken no measures outside of the civil process of the State, except in the County of Laurens, which was done prior to his absence from the State, and that since his return he had not and did not think it his duty to take any extraordinary action, while the General Assembly is in session, with reference to the recent outrages.

(Signed)

J. L. JAMISON, Chairman.

On motion of Mr. O'CONNELL, the Report was received as information, and the Committee discharged.

Mr. DOYLE presented the account of L. Chambers, of Oconee County, for teaching school.

Referred to the Committee on Claims.

Also, gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to perfect titles to certain town lots in Walhalla.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to provide for divorce and alimony.

Read the first time, and referred to the Committee on the Judiciary.

Also, introduced the following Resolution, which was adopted:

Whereas, the Joint Resolution requiring a Report from the Land Commissioner and Advisory Board thereof, has been laid on the table of the Senate; therefore,

Be it resolved, That the members of this House take immediate steps to ascertain from their respective Counties the transactions of the Land Commissioner therein; and

Be it further resolved, That all information so gained shall be printed for the information of the State at large; and for this purpose a Committee of three shall be appointed to put the same in proper shape.

PAPERS FROM THE SENATE.

The Senate sent to this House:

A Concurrent Resolution to appoint a Special Committee of Investigation.

On motion of Mr. JAMISON, the blank in the Resolution was filled by inserting "five."

The Resolution was concurred in, and ordered to be returned to the Senate.

Mr. WALLACE presented the account of Wm. Geisenheimer, of Orangeburg County, for teaching school.

Referred to the Committee on Claims.

Mr. SIMONS, pursuant to notice, and by leave, introduced

A Bill to amend the charter of the Columbia Building and Loan Association.

Read the first time, and referred to the Committee on Incorporations.

Mr. FROST, pursuant to notice, and by leave, introduced

A Bill to establish and maintain a State Normal School, and to authorize the use of the building known as the Citadel, in Charleston city, for the purpose of the same.

Read the first time, and referred to the Committee on Education.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to provide for the maintenance of the public schools of the city of Charleston, and to make an appropriation to pay teachers of said city for services rendered.

Mr. ADAMSON introduced the following Resolution, which,

On motion of Mr. WHIPPER, was referred to the Committee on County Offices and Officers:

Resolved, That the Speaker of the House appoint five members as a Standing Committee on Mechanism and Motive Power.

Mr. HURLEY presented the petition of Henry A. Middleton, for the renewal of the charter of Combahee Ferry.

Referred to the Committee on Roads, Bridges and Ferries.

Mr. T. D. McDOWELL, pursuant to notice, and by leave, introduced

A Bill to incorporate the Saving, Building and Loan Association of South Carolina.

Read the first time, and referred to the Committee on Incorporations.

Mr. BASCOMB, pursuant to notice, and by leave, introduced the following Bills:

A Bill to authorize E. F. English to build a wharf and collect wharfage at Port Royal city.

Read the first time, and referred to the Committee on Commerce.

A Bill to incorporate the Port Royal River Ferry Company, of South Carolina.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

A Bill to charter the Port Royal City Savings Bank.

Read the first time, and referred to the Committee on Incorporations.

A Bill to incorporate the Coosawhatchie Railroad Company.

Read the first time, and referred to the Committee on Railroads.

SPECIAL ORDER FOR 1:30 P. M.

A Bill to authorize the purchase for the State of a manuscript compilation of the Penal Statutes of the State, made by E. B. Seabrook, Esq., of the Charleston Bar, was taken up.

The amendment recommended by the Committee to Section 1, to fill the blank in the Section by inserting the words "two thousand," was considered.

Mr. MOBLEY moved to amend the amendment by striking out the word "two" and inserting the word "one."

On this, he called for the yeas and nays, which were taken, and are as follows:

Yeas, 44; nays, 41. Adopted.

Those voting in the affirmative are:

Messrs Adamson, Allen, Barker, Bascomb, Bass, Berry, Bowley, L. Cain, E. Cain, Crittenden, Dannerly, James Davis, Derrick, Doyle, Dusenbury, Gaither, Gantt, Garey, Goggins, Hough, Humbert, Hunter, Jackson, Jamison, Jervey, Keith, Lang, Litchfield, Lyle, Miles, Mobley, Myers, Nuckles, Pendergrass, Ramsay, Reedish, Rivers, Sullivan, Taylor, J. W. Thomas, Wallace, Williams, Wilson and Wofford.—44.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Andell, Bosemon, Briggs, Bryan, Byas, T. A. Davis, Duncan, Elliott, Ellison, Ferguson, Ford, Frost, Gardner, Giles, Hagood, Hedges, Hudson, Humphries, Johnson, Jones, Kuh, Lee, Lloyd, Maddocks, McDaniels, T. D. McDowell, Milton, Mickey, Nehemias, Nerland, Perry, Saunders, Sellers, Singleton, A. Smith, Sumpter, Tarlton, Thompson, Warley, Whipper and White.—41.

On motion of Mr. LEE, the further consideration of the Bill was postponed, and made the Special Order for to-morrow, at 1:30 P. M.

Mr. WHIPPER introduced the following Resolution, which, on motion of Mr. SINGLETON, was indefinitely postponed:

Resolved, That the Speaker of this House be, and he is requested to tender the use of this Hall to the Chaplain of the Senate for religious service on the next Sabbath.

On motion of Mr. BOWLEY, the vote was reconsidered, and the motion for reconsideration laid on the table.

The following members obtained leave of absence:

Mr. Samuel Greene, for five days;

Mr. Wallace, for four days;

Mr. Johnson, for four days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to incorporate the Charleston Cleansing Company, of the City of Charleston, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics was taken up.

The Bill was put upon its second reading.

Mr. LANG moved to strike out the enacting clause.

Mr. SINGLETON moved to postpone the Bill, and make it the Special Order for Monday, January 16, at 1 P. M.

Pending the consideration of which, at the hour of 3 P. M., the SPEAKER declared the House adjourned till tomorrow, at 12 M.

FRIDAY, JANUARY 13, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The Roll was called, and a quorum announced.

Prayer by the Rev. JOEL ALLEN.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WHIPPER, from the Committee on Ways and Means, reported back the following, and recommend that they do pass:

A Joint Resolution to pay Hon Z. Platt, Judge of the Second Judicial Circuit, for extra services in holding Court in the First Judicial Circuit, (with amendment by striking out "\$475," and inserting "\$300.")

A Bill to compel County Treasurers to receive County orders in full for County taxes, (with amendments: To alter the title where the words, "County orders" occur, and insert between "orders" and "in" the words "checks or warrants," and insert the same in every place where the words "County orders" occur in the Bill; also, to add to the Bill the following:

SEC. 3. That the provisions of this Bill shall not apply to orders, checks or warrants issued prior to the passage of this Bill.)

A Bill to empower County Commissioners of Georgetown County to levy a special tax;

A Senate Joint Resolution authorizing the County Commissioners of Oconee County to levy a special tax;

A Senate Joint Resolution authorizing the Attorney-General to purchase a fire proof safe for the use of the Attorney-General's office.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills and Joint Resolutions.

The Bills and Joint Resolutions were ordered to lie over for a second reading.

Mr. GARDNER, from the Committee on Military Affairs, reported back the following, and recommended that they do pass:

A Bill to incorporate the Lincoln Light Infantry, of Darlington.

A Bill to incorporate the Lincoln Guards, of Summerville.

A Bill to declare martial law in various Counties, (amended by striking out the word Newberry.)

A Senate Bill to repeal an Act entitled "An Act to establish a State Police."

A Bill to repeal an Act entitled an "An Act to establish a State Police," and authorizing and requiring the Governor to call out the militia when required. (Recommended that the Bill be laid on the table)

A Bill to repeal an Act entitled "An Act to establish a State Police," (and recommended that the Bill be laid on the table.)

On motion of Mr. MOBLEY, the Reports were laid on the table, to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported back

A Bill to amend an Act entitled "An Act to organize and govern the militia of the State of South Carolina," accompanied by a substitute entitled

A Bill to amend Section 15 of an Act entitled "An Act to organize and govern the Militia of South Carolina," and recommended that the substitute do pass.

Read the first time, and ordered to lie over for a second reading.

Mr. FROST, from the Committee on Education, submitted the following:

The Committee on Education, to whom was referred "A Bill to purchase and maintain a School Ship in the Harbor of Charleston," beg leave to report, that they have duly and maturely considered the provisions of said Bill, and recommend that the same *do not* pass. In submitting to your body their reasons for the unfavorable decision rendered by them, they would state, that, while they recognize the merits of the Bill, so far as the same would enhance the nautical interest of the State, their knowledge of the inadequacy of the School Fund, and the depressed condition of the State finances generally, prompt them to discountenance a proposition which would necessitate as large an expenditure as the said Bill would necessarily involve.

On motion of Mr. MOBLEY, the Bill was recommitted to be Committee.

Also, the following:

The Committee on Education, to whom was referred a Bill to require the School Commissioner of Kershaw County to erect, or cause to be erected, school houses in said County, beg leave to Report that, having considered the same, they recommend that it do not pass, inasmuch as the said School Commissioner does already possess the authority sought to be conferred, but owing to the insufficiency of the School Fund, was entirely unable to comply with the provisions of Section 40 of the Act mentioned in said Bill.

Also, the following:

The Committee on Education, to whom was referred a Joint Resolution to authorize the School Commissioner of Edgefield to erect a school house at Red Bank, in said County, beg leave to Report that they have had the same under consideration, and recommend that the same do not pass, because the erection of a school house at that point would justify every community in making a similar demand; the impracticability of granting which must be plainly apparent to your body.

On motion of Mr. SMITH, the Report was laid on the table to take up the Bill and Joint Resolution.

The Bill and Joint Resolution were ordered to lie over for a second reading

Mr. BYAS, from the Committee on Claims, reported back Report (favorable) of Senate Committee on Claims, on account of Spartanburg Republican, and recommended concurrence.

The Report was agreed to, and the account returned to the Senate.

Also, reported back account (\$95.20) of L Cain, for teaching school in Edgefield County, and account (\$785) of Columbia Phoenix, for publishing Acts, &c., and recommended that they be paid.

The Report was adopted, and ordered to be sent to the Senate.

Mr. JONES, from the Committee on Incorporations, reported back the following, and recommended that they do pass:

A Bill to incorporate the Saving, Building and Loan Association, of South Carolina;

A Bill to incorporate the Salamander Hook and Ladder Company of Georgetown, South Carolina;

A Bill to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the City of Columbia," approved February 26, 1870, (accompanied by a substitute, same title).

On motion Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c

Mr. NERLAND, pursuant to notice, and by leave, introduced

A Bill to incorporate the town of Graham's, Barnwell County.

Read the first time, and referred to the Committee on Incorporations.

Mr. SUMPTER, pursuant to notice, and by leave, introduced

A Bill to provide for the submission of the question of a change of the County seat of Barnwell County to the voters of said County.

Read the first time, and referred to the Committee on Privileges and Elections.

Mr. C. D. HAYNE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to secure advances for agricultural purposes.

Mr. BRYAN, pursuant to notice, and by leave, introduced

A Bill to require the County Commissioners of Charleston County to erect, or cause to be erected, at St. John's Berkeley, a suitable hospital building, and furnish and provide a physician for the same.

Read the first time, and referred to the Medical Committee.

Mr. HOUGH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to re-vest in the heirs-at-law of Hugh E. Ogburn, deceased, certain lands sold for taxes.

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill to require the County Commissioners of Darlington County to erect an alms house, and provide a physician for the poor.

Read the first time, and referred to the Medical Committee.

Also,

A Bill to incorporate the town of Florence.

Read the first time, and referred to the Committee on Incorporations.

Mr. BARKER gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices."

Mr. SMART, pursuant to notice, and by leave, introduced

A Bill to incorporate the Lebanon Presbyterian Church, of Fairfield County.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. LITCHFIELD gave notice that on to-morrow, or as soon thereafter as convenient, he will introduce

A Bill that all the right, title and interest of the State in and to the certain real estate, in the County of Horry, whereof Napoleon B. Pouncy, an illegitimate, died seized and possessed, be vested in California Hughes, wife of James M. Hughes, and Thomas M. Pouncy, and Viola Pouncy, their heirs and assignees forever, to be equally divided between them, share and share alike.

Mr. ADAMSON introduced the following Resolution, which,
On motion of Mr. JAMISON, was laid on the table :

Resolved, That all Bills and Resolutions in the hands of the various Standing Committees prior to January 10, 1871, be reported on January 16, 1871.

Mr. GAITHER, pursuant to notice, and by leave, introduced

A Bill to provide State aid to the indigent planters of Kershaw County.

Read the first time, and referred to the Committee on Agriculture.

Mr. ALLEN gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill providing for the consolidation of the offices of County Treasurers, Auditors and Assessors.

Mr. J. W. THOMAS gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to pay certain County officers.

Mr. REEDISH gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to provide for suitable egress from public buildings and tenement houses.

Mr. SIMONS, pursuant to notice, and by leave, introduced

A Bill to incorporate the Capitol Building and Loan Association of Columbia.

Read the first time, and referred to the Committee on Incorporations.

Mr. SINGLETON introduced the following Resolution, which, on motion of Mr. A. SMITH, was laid on the table :

Resolved, That a Committee of three be appointed from the House of Representatives, to wait upon the present Land Commissioner, to ascertain from him the number of acres of land, if any, purchased by him, in what Counties, and, if possible, the amount paid per acre for the same, during his term in office. Said Committee to report on Monday, January 16.

Mr. FROST, pursuant to notice, and by leave, introduced

A Bill to provide for the maintenance of the public schools of the city of Charleston, and to make an appropriation to pay teachers for services rendered.

Read the first time, and referred to the Committees on Education and Ways and Means, jointly.

Mr. DOYLE, pursuant to notice, and by leave, introduced

A Bill to perfect titles to certain town lots in the town of Walhalla.

Read the first time, and referred to the Committee on the Judiciary.

MESSAGE FROM THE SENATE.

Mr. Josephus Woodruff, Clerk of the Senate, appeared and said :

Mr. Speaker, I am directed by the Honorable Senate to present the following :

IN THE SENATE, January 12, 1870.

Ordered, That the Clerk of the Senate inform the House of Representatives that the Senate is ready to receive the Managers appointed by the House of Representatives to carry to the Senate articles of impeachment against T. O. P. Vernon, Judge of the Seventh Judicial Circuit of South Carolina.

Received as information.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to repeal so much of an Act of 1839 as prohibits Clerks of Courts of the State from acting as Attorneys and Solicitors in the Courts of the State.

Read the first time, and referred to Committee on the Judiciary.

Also,

A Bill to authorize Circuit Judges to hold Courts in other Circuits than their own.

Read the first time, and referred to the Committee on the Judiciary.

Also,

A Bill to regulate the appointment, jurisdiction and duties of Notaries Public.

Read the first time, and referred to the Committee on the Judiciary.

SPECIAL ORDER FOR 1 P. M.

Joint Resolution authorizing Placidia Adams to take an appeal to the Supreme Court of the State, without executing an undertaking for costs and damages.

On motion of Mr. SELLERS, the consideration of the Special Order was postponed till Wednesday, January 18th, at 1 P. M.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics, being the unfinished business of January 12, was taken up

The motion (by Mr Singleton) to postpone until Monday, January 16th, at 1 P. M., was considered, and decided in the affirmative.

A Bill to regulate the manner of drawing jurors was taken up.

The Bill was put upon its second reading.

The amendment proposed by the Committee to Section 2, as follows, by inserting after the words "constant ferrymen," the words "millers carrying on that business at the time, and all men actually employed as such," was considered.

Mr. JAMISON moved to indefinitely postpone the amendment, and on this he called for the yeas and nays, which were taken, and are as follows:

Yeas, 3; nays, 87 Not agreed to,

Those voting in the affirmative are:

Messrs. Hurley, Jamison and Kennedy.—3.

Those voting in the negative are:

Messrs. Adamson, Allen, Andell, Barker, Bascomb, Bass, Berry, Briggs, Bryan, Byas, L. Cain, E. Cain, Crittenden, Dannerly, J. Davis, Derrick, Doyle, Duncan, Dusenbury, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goggins, Guffin, Hagood, Hardy, C. D. Hayne, Hedges, Hough, Humbert, Humphries, Hunter, Jackson, Jervey, Kuh, Lang, Lee, Litchfield, Lloyd, Lyle, Maddocks, McDaniels, T. D. McDowell, Mead, Miles, Milton, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Sellers, Simons, Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, J. W. Thomas, Thompson, Warley, Whipper, White, Williams, Wilson and Yocom.—87.

The question being taken on the amendment it was adopted.

Pending the further consideration of the Bill, the House proceeded to the consideration of the

SPECIAL ORDER FOR 1:30 P. M.

A Bill to authorize the purchase for the State of a manuscript compilation of the Penal Statutes of the State, made by E. B. Seabrook, Esq., of the Charleston bar

On motion of Mr. BYAS, the Special Order was suspended until the further consideration of the Bill previously under consideration.

The consideration of a Bill to regulate the manner of drawing jurors was renewed.

On motion of Mr. LYLE, Section 2 was further amended by striking out, on the tenth line, the word "incorporated."

On motion of Mr. C. D. HAYNE, Section 2 was further amended by striking out, on the twelfth line, the word "daily."

On motion of Mr. MYERS, Section 3 was amended by adding to the Section the words "or Trial Justice."

The amendment to Section 4, proposed by the Committee, as follows, was considered :

"There shall be appointed by the Governor, and confirmed by the Senate, one officer for each County in the State, to be named and designated a Jury Commissioner, who shall be commissioned, and hold office for the term of two years, unless sooner removed by the Governor, who is hereby authorized and empowered to so remove upon good cause shown."

On the question of adopting the amendment, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 52; nays, 37. The amendment was adopted.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen, Andell, Bascomb, Bass, Berry, Boston, Briggs, Byas, Cousart, Crittenden, Dannerly, James Davis, Derrick, Doyle, Duncan, Dusenbury, Ford, Gantt, Giles, Hagood, Hough, Hunter, Jones, Kuh, Litchfield, Lloyd, Lyle, T. D. McDowell, Mead, Miles, Milton, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Perry, Sellers, Smart, Abraham Smith, R. M. Smith, Sullivan, Tarlton, Taylor, Thompson, White, Williams, Wilson and Wofford.—52.

Those voting in the negative are :

Messrs. Adamson, Barker, Bowley, Bryan, E. Cain, Elliott, Ellison, Farr, Ferguson, Gaither, Garey, Glover, Goggins, Hardy, C. D. Hayne, Hedges, Jamison, Keith, Lang, Lee, Logan, Maddocks, McDaniels, Mobley, Nuckles, Ramsay, Reedish, Rivers, Saunders, Singleton, Small, Sumpter, W. M. Thomas, J. W. Thomas, Warley and Yocom.—37.

The following amendment, proposed by the Committee, was adopted :

That in all the Sections of this Bill, where the word "Commissioners" occurs, the same be stricken out, and the word "Commissioner" be inserted, and that the reading of the Sections, where such alteration takes place, be made to conform to the change.

On motion of Mr. BERRY, Section 5 was amended by striking out, in the fifth line, the word "thirty," and inserting the word "fifteen."

Section 5 was passed to a third reading.

On motion of Mr. WHIPPER, the consideration of the Bill was suspended, in order to submit a Report.

Mr. WHIPPER, from the Board of Managers to conduct the impeachment of Hon. T. O. P. Vernon, Judge of the Seventh Judicial Circuit, submitted a Report.

The articles were read, as follows :

ARTICLES

Exhibited by the House of Representatives of the State of South Carolina, in the name of themselves and of all the people of the State, against T. O. P. Vernon, Judge of the Circuit Courts of the Seventh Judicial Circuit of the State of South Carolina, in maintenance and support of the impeachment against him for high crimes and misdemeanors.

ARTICLE I.

That whereas, for the due, faithful and impartial administration of justice, temperance and sobriety are essential qualities in the character and conduct of a Judge, yet the said T. O. P. Vernon, unmindful of the solemn duties of his office, forgetful of the dignity which belonged to his judicial station, and in reckless disregard of that decorum which should ever regulate the conduct of a Judge, in and out of Court, and to the great scandal and detriment to the administration of Justice, has frequently appeared upon the Bench when in a state of drunkenness, and especially did so preside at the regular terms of said Courts, held in the County of Newberry, respectively, to wit: during the regular term commencing in that County on the third Monday of May, A. D. 1870, and also during the regular term in said County, commencing on the third Monday of September, A. D. 1870, when so much under the influence of intoxicating drink as to impair his capacity to discharge generally the duties of his office.

ARTICLE II.

That the said T. O. P. Vernon, Judge as aforesaid, in entire disregard of his duty, as such Judge, and in violation of public decency, order and

good morals, and to the great scandal and detriment of the administration of Justice, has, at various times and places, appeared upon the Bench for the discharge of judicial duties, in a condition of gross drunkenness and especially did so preside in the City of Columbia, County of Richland, on or about the 10th day of December, A. D. 1870, upon the hearing of certain cases of *habeas corpus*, when so drunk as to scarcely be able to comprehend the nature of the proceedings then being had before him.

ARTICLE III.

That the said T. O. P. Vernon, Judge, as aforesaid, in entire disregard of his duty, and in violation of public decency, order and good morals, and to the great scandal and detriment to the administration of justice, has, at various times and places, appeared upon the Bench, for the purpose of administering justice, in a state of intoxication, produced by the free and intemperate use of inebriating liquors, and, especially, did so preside, when in that condition, during a term of Court held in the city of Greenville, County of Greenville, in this State, commencing on or about the second Monday in January, A. D. 1870, being to the evil example of all the good citizens of this State, and disgraceful to his own character as a Judge.

ARTICLE IV.

That the said T. O. P. Vernon, in entire disregard of his duty as such Judge, as aforesaid, and in violation of public decency, order and good morals, and to the great scandal and detriment to the administration of justice, during one year now last past, and while holding said office, had been in the frequent and common habit, while holding the terms of the respective Courts of the Seventh Judicial Circuit of the State of South Carolina, as well as during the vacation of the same, of becoming grossly intoxicated, and exhibiting himself to the public, as well by day as by night, in a state of gross drunkenness.

ARTICLE V.

That the said T. O. P. Vernon, by reason of, and as a consequence of, his intemperate habits and habitual drunkenness, has rendered himself, has been, and is now, utterly incompetent for the proper discharge of the duties of his said office.

ARTICLE VI.

That the said T. O. P. Vernon, for about one year now last past, he being, during the whole of said period, Circuit Judge of the Seventh Judicial Circuit, has wilfully neglected to perform the duties of said

office with reasonable diligence, thereby causing great delays in the transaction of the judicial business of his said Circuit, and causing great loss, damage and inconvenience to suitors, jurors and witnesses before the Courts over which he presided, and, especially, at the respective terms of his said Courts, in and for the County of Newberry.

ARTICLE VII.

That, unmindful of the solemn duties of his office, and contrary to the sacred obligation by which he stood bound to discharge them, the said T. O. P. Vernon, Circuit Judge as aforesaid, did, during the month of December, A. D. 1870, issue certain writs, purporting to be writs of *habeas corpus*, which said writs, at the time of their issuance, were in blank, and not addressed to any officer, nor did said writs contain the names of any person or persons, whomsoever, nor was any petition ever presented to him praying for the same ; which said writs, purporting to be writs of *habeas corpus*, as aforesaid, were subsequently used by other persons to whom they had been given, filling up the blanks left therein, and by the insertion, by said other persons, in said writs, of the names of parties who were not under any arrest, of which the said T. O. P. Vernon had jurisdiction at the time of the signing and issuance by him of said pretended writs

ARTICLE VIII.

That whereas, the House of Representatives did, on the 10th day of December, A. D. 1870, pass a Resolution impeaching said T. O. P. Vernon for high crimes and misdemeanors in office ; and whereas, a copy of said Resolution was duly served upon the said T. O. P. Vernon, by the Sergeant-at-Arms of the House of Representatives ; and whereas, the attention of the said T. O. P. Vernon was formally directed to Section 1 of Article VII of the Constitution of the State of South Carolina ; yet, in wilful defiance and disregard of Section 1 of Article VII of said Constitution, the said T. O. P. Vernon did assume to act as Judge, and actually did, illegally and arbitrarily, perform judicial duties.

And the House of Representatives, by protestation, saving to themselves the liberty of exhibiting at any time hereafter any further Articles, or other accusations, or impeachment against the said T. O. P. Vernon, and of replying to his answers which he shall make unto the Articles herein preferred against him, and of offering proof to the same, and every part thereof, and to all and every other Article, accusation, or impeachment, which shall be exhibited by them, as the case shall require, demand the said T. O. P. Vernon may be put to answer for the high crimes and misdemeanors in office herein charged against him, and

that such proceedings, examinations, trials and judgments may be there-upon had as may be according to law and justice.

W. J. WHIPPER, Chairman.

Mr LEE moved their adoption.

In pursuance of the provisions of the Constitution, the yeas and nays were ordered, and the articles of impeachment were adopted by a two-thirds vote of all the members elected to the House of Representatives, viz :

Yeas, 84 ; nays, 14.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs Adamson, Andell, Bascomb, Berry, Bosemon, Boston, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey Giles, Glover, Goggins, Hagood, Hardy, C. D. Hayne, Hedges, Humbert, Humphries, Hunter Jackson, Jamison, Jervay, Jones, Keith, Kennedy, Kuh, Lang, Lee, Lloyd, Logan, Maddocks, McDaniels, McDowell, Mead, Milton, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Singleton, Small, Smart, A. Smith, Sullivan, Sumpter, Tarlton, J. W. Thomas, Thompson, Warley, Whipper, White, Williams and Yocom.—84.

Those voting in the negative are :

Messrs. Allen, Bass, Crittenden, Derrick, Doyle, Dusenbury, Hough, Litchfield, Miles, Sellers, R. M. Smith, Taylor, Wilson and Wofford.—14.

The consideration of a Bill to regulate the manner of drawing jurors was resumed.

Mr. MOBLEY moved to strike out the enacting clause of the Bill.

A discussion ensued, pending which, at the hour of 3 P. M., the SPEAKER declared the House adjourned till to-morrow, at 12 M.

SATURDAY, JANUARY 14, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. FROST, from the Committee on Education, reported back the following, and recommended that they do not pass:

A Joint Resolution authorizing and requiring the County Commissioners of Charleston County to levy a special tax for school purposes;

A Bill to authorize the School Commissioner of Fairfield County to, build a school house at Ridgeway.

On motion of Mr MOBLEY, the report was laid on the table to take up the Bill and Joint Resolution.

The Bill and Joint Resolution were ordered to lie over for a second reading.

Also, reported back a petition of citizens of Wadmalaw Island for an appropriation to erect a school house, and for the purchase of lands and recommended that the same be not granted.

On motion of Mr. C. D. HAYNE, the recommendation contained in the report was adopted

Mr. SIMONS, from the Committee on Lunatic Asylum, submitted the following Report:

The Joint Committee on the Lunatic Asylum report that they have visited the Asylum, and made a close examination of the buildings and grounds, the most of which they found in an unfit condition for the purposes for which they are designed.

They were greatly impressed with the insufficiency of the Institution to make the patients therein' confined comfortable. Their deplorable condition, which the Institution cannot in many respects alleviate, on account of the want of comfort, &c., at once arouses the sympathy of every visitor.

The Committee conferred with Dr. Ensor, the Superintendent, and the President *pro tem.* of the Board of Regents, who were of the same opinion as your Committee.

Having considered the appropriation asked for the completion of the wing now under construction, they recommend that \$40,000 be appropriated for its completion, and \$5,000 for furniture and repairs for the whole Institution.

On motion of Mr. O'CONNELL, the Report was received as information.

Mr. WHIPPER, from the Committee on Ways and Means, reported back the following, and recommended that they do not pass:

A Bill to amend an Act entitled "An Act to fix the salary and regulate the pay of certain officers," and for other purposes;

A Bill to repeal so much of an Act entitled "An Act providing for the assessment and taxation of property" as relates to hogs;

A Bill authorizing the State to purchase the stock of the Columbia Bridge Company, and to erect a free bridge over the Congaree River;

A Bill authorizing and requiring the County Commissioners of Charleston County to levy a special tax;

A Bill to empower the Boards of County Commissioners to levy a tax for the purpose of building school houses;

A Bill to prohibit exorbitant profits on sales by retail dealers in merchandize and other commodities;

A Bill to secure to County officers payment of their official dues by County Treasurers.

Also, the following, and recommended that they do pass:

A Joint Resolution to authorize the County Commissioners of Kershaw County to levy a special tax for the purposes of building a County Jail;

A Bill to give power to the City Council of the City of Charleston to issue Policies of Insurance against fire, and for other purposes;

A Joint Resolution to alter and amend a Joint Resolution entitled "A Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes;"

A Joint Resolution to provide for the adjustment of the Fire Loan Debt, so-called, and recommended that the same be amended, as follows: Strike out from Section 1 to word "are," and insert "That a Commission of five be elected on joint ballot of the General Assembly." Insert after the word "Assembly," in line seven, Section 2, the words "together with such recommendation for meeting the obligation aforesaid, as in their judgment may seem proper."

On motion of Mr. C. D. HAYNE, the Reports were laid on the table to take up the Bills and Joint Resolutions.

The Bills and Joint Resolutions were ordered to lie over for a second reading

Also, a Joint Resolution to authorize the payment of a pension to Abel Robinson, of Oconee County, and recommended that said Resolution be returned to the member presenting it, for further information;

A Joint Resolution authorizing the State Treasurer to pay J. R. C. Jordan the sum of \$204.66, and recommended that the said Joint Resolution be returned to the member presenting the same, for documents.

A Joint Resolution authorizing the County Treasurers to pay teachers' account for the term commencing October, 1870, and recommended that the same be referred to the Committee on Education;

A Joint Resolution authorizing the County Commissioners of Darling-

ton County to levy a special tax, and recommended that the same be referred to the Committee on Education.

On motion of Mr. JAMISON, the recommendations contained in the Report were adopted.

Also, petition and report of County Commissioners of Spartanburg County, for authority to levy a special tax of four mills ; and,

Petition of Risley & Creighton for refundment of taxes over paid.

On motion of Mr. R. M. SMITH, the papers were recommitted to the Committee, with instructions to report by Joint Resolution.

Also, reported on annual report of County Commissioners of Sumter County for year ending October 31, 1870, and recommended that the report be received as information.

On motion of Mr. C. D. HAYNE, the report was adopted.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading :

A Bill to regulate the right of traverse.

The Bill was read the third time and passed, and ordered to be sent to the Senate.

Also, a Senate Bill to incorporate the Stonewall Fire Engine Company, of Chester.

The Bill was read the third time, passed, title changed to an Act, and ordered enrolled.

A Bill to incorporate the Charleston Cleansing Company.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

A Bill to incorporate the South Carolina Saving and Building Association, No 2.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Mr. HEDGES, from the Committee on Commerce, reported back the following, and recommended that they do pass ;

A Bill to empower the Commissioners of Pilotage of the City of Charleston to elect a Clerk of said Board, and for other purposes.

On motion of Mr. JAMISON, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. HAGOOD, from the Committee on Charitable and Religious Institutions, reported back the following and recommended that they do pass :

A Senate Bill to incorporate the Mt. Pleasant Evangelical Lutheran Church, of Barnwell County :

A Bill to incorporate the Shiloh Camp Ground Society of St. Matthew's Parish, Orangeburg County ;

A Bill to incorporate the Lebanon Presbyterian Church of Fairfield.

On motion of Mr. MOBLEY, the report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. GOGGINS, pursuant to notice, and by leave, introduced

A Bill to renew and amend the charter of the town of Cokesbury.

Read the first time, and referred to the Committee on Incorporations.

Mr. E. CAIN introduced a Joint Resolution to authorize the Governor to call out the militia in the County of Abbeville.

Read the first time, and referred to the Committee on Military Affairs.

Mr. FORD, pursuant to notice, and by leave, introduced

A Bill to incorporate the South Carolina Phosphate Company, and to grant the right to dig, mine and remove from the beds of the navigable streams of this State, rocks and phosphatic deposits.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Mr. HOUGH, pursuant to notice, and by leave, introduced

A Bill to re-vest in the heirs-at-law of Hugh E. Ogburn, deceased, certain lands, sold for taxes.

Read the first time, and referred to the Committee on the Judiciary.

Mr. TARLTON, pursuant to notice, and by leave, introduced

A Bill to incorporate the Thomas Guards of Green Pond, Colleton County, S. C.

Read the first time, and referred to the Committee on Military Affairs.

Mr. HUMBERT introduced the following Resolution, which was adopted:

Resolved, That the Speaker be requested to appoint, at as early a day as possible, the Committee on the part of the House to wait upon the State Treasurer for information in reference to the expenditures of appropriation to pay the per diem and mileage of members of the General Assembly.

Mr. MOORE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill compelling the School Commissioners of Fairfield County to erect a suitable building for a school house at or near Gladen's Grove, in the above named County

Mr. LITCHFIELD, pursuant to notice, and by leave, introduced

A Bill to vest the right and title of the State to certain property therein mentioned, in certain persons.

Read the first time and referred to the Committee on the Judiciary.

Mr. COUSART presented the account of Miss Mary B. Hammonds for teaching school in Lancaster County.

Referred to the Committee on Claims.

Mr. ALLEN, pursuant to notice, and by leave, introduced

A Bill to abolish the offices of County Auditors, County Assessors, and County Treasurers, and for other purposes.

Read the first time, and referred to the Committee on County Offices and Officers.

Mr. SELLERS gave notice that on to-morrow, or as soon thereafter as practicable, he will ask leave of the House to introduce

A Bill to amend an Act entitled "An Act to organize and govern the Militia of the State of South Carolina," approved March 16th, 1869.

Mr. J. W. THOMAS introduced the following Concurrent Resolution, which, on motion of Mr. O'CONNELL, was referred to the Committee on Ways and Means:

Resolved by the House of Representatives, the Senate concurring, That the County Treasurer of Marlboro' County is hereby requested to settle all accounts against the said County for services of officers of the late townships of Marlboro' County.

Mr. CORWIN presented the account of R. C. Carlisle, of Newberry County, for *post mortem* examination.

Referred to the Medical Committee.

Mr. GARDNER gave notice that on Monday, or some subsequent day, he will ask leave to introduce

A Bill in relation to marriages.

Mr. SINGLETON presented the petition of County Commissioners of Sumter County for authority to levy additional tax in said County.

Referred to the Committee on Ways and Means.

Also, pursuant to notice, and by leave, introduced

A Bill to prohibit disguises

Read the first time, and referred to the Committee on Military Affairs

Mr. GILES introduced the following Resolution, which was adopted:

Resolved, That the Clerk of the House be, and he is hereby, instructed to have printed, for use of the members, a suitable number of the Rules of Procedure and Practice in the Senate when sitting on the trial of impeachments.

Mr. PENDERGRASS introduced the following Resolution, which, on motion of Mr. JAMISON, was laid on the table:

Resolved, That the Rule requiring the House of Representatives to adjourn at 3 P. M., be, and the same is hereby, rescinded.

Mr. FROST introduced the following Resolution, which was adopted:

Resolved, That the petition of Benjamin Mordecai, of the city of Charleston, for reimbursement of money defrayed by him on the order of the Governor to supply the indigent poor of the city of Charleston, in the year 1865, be withdrawn from the files of Clerk of the House, and referred to the Committee on Claims

Also, requested leave to withdraw a Bill to establish and maintain a State Normal School, and to authorize the use of the building known as the Citadel, in the city of Charleston, for the purpose of the same

On motion, the request was granted.

Mr THOMPSON, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to regulate the fees of Probate Judges, Clerks of Courts, Trial Justices and Magistrates, and other officers therein named."

Read the first time, and referred to the Committee on the Judiciary.

Mr. WHIPPER gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to amend the charter of the Port Royal Railroad, and for other purposes.

Mr. JERVEY introduced the following Resolution:

Resolved, That so much of the Rules of the House as requires an adjournment at 3 P. M. be rescinded, and that on and after this day, the House meet at 12 M and adjourn at 4 P. M.

Mr. JAMISON moved to indefinitely postpone the Resolution.

On this, Mr. JERVEY called for the yeas and nays, which were taken, and are as follows:

Yeas, 39; nays, 55. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Bowley, E. Cain, Corwin, Dannerly, Ellison, Farr, Ferguson, Ford, Gardner, Goggins, J. A. Green, Guffin, Hardy, C. D. Hayne, Humbert, Jackson, Jamison, Keith, Kennedy, Lang, Logan, McDaniels, T. D. McDowell, Milton, Mobley, Moore, Mickey, Nuckles, O'Connell, Rivers, Saunders, Singleton, Small, Smart, J. W. Thomas, Warley, White and Yocom.—39.

Those voting in the negative are:

Messrs. Allen, Andell, Barker, Bascomb, Bass, Berry, Bosemon, Brigg, Bryan, L. Cain, Cousart, Crittenden, J. Davis, T. A. Davis, Dennis,

Doyle, Duncan, Dusenbury, Evans, Gantt, Giles, Hagood, J. N. Hayne, Henderson, Hough, Hudson, Humphries, Hunter, Hurley, Jervy, Kuh, Lee, Levy, Litchfield, Lloyd, Lyle, Maddocks, Mead, Miles, Myers, Nehemias, Pendergrass, Perry, Reedish, Sellers, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, Thompson, Williams, Wilson, and Wofford.—55.

Mr. MOBLEY moved to lay the whole matter on the table.

On this Mr. JERVEY called for the yeas and nays, which were taken and are as follows:

Yeas, 48; nays, 49. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Bowley, Everidge Cain, Corwin, Dannerly, Ellison, Evans, Farr, Ferguson, Ford, Gantt, Gardner, Goggins, John A. Greene, Guffin, Hardy, C. D. Hayne, Hedges, Humbert, Jackson, Jamison, Keith, Kennedy, Lang, Logan, McDaniel, T. D. McDowell, Mead, Milton, Mobley, Moore, Mickey, Nehemias, Nuckles, O'Connell, Rivers, Singleton, Small, Smart, Abraham Smith, Sumpter, Tarlton, J. W. Thomas, Warley, Whipper, White and Yocom—48.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen Andell, Barker, Bass, Berry, Bosemon, Briggs, Byas, Lawrence Cain, Crittenden, James Davis, T. A. Davis, Dennis, Doyle, Duncan, Dusenbury, Frost, Giles, Hagood, Henderson, Hough, Hudson, Humphries, Hunter, Hurley, Jervy, Jones, Kuh, Lee, Levy, Litchfield, Lloyd, Lyle, Maddocks, Miles, Myers, Pendergrass, Perry, Reedish, Saunders, Sellers, R. M. Smith, Sullivan, Taylor, Thompson, Williams, Wilson and Wofford—49.

Pending the further consideration of the Resolution, the Sergeant-at-Arms announced a Message from His Excellency the Governor:

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 6.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, January 14, 1871.

To the Honorable the Speaker of the House of Representatives:

SIR: I have this day approved and signed a Joint Resolution authorizing the State Auditor to suspend proceedings in certain cases.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

The consideration of the Resolution (by Mr. Jervy) was resumed.

The question being taken on the adoption of the Resolution, it was decided in the negative.

PAPERS FROM THE SENATE.

The Speaker laid before the House the following :

MESSAGE FROM THE SENATE, No. 25.

IN THE SENATE, COLUMBIA, S. C., January 13, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that Messrs. Nash and Smalls have been appointed Committee on the part of the Senate, pursuant to Concurrent Resolution to appoint a Special Committee of Investigation on amounts drawn from the State Treasury by the Committee appointed at the regular session of 1868-'69, to investigate the electoral affairs of the Third Congressional District of this State.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

Also,

MESSAGE FROM THE SENATE, No 26.

IN THE SENATE, COLUMBIA, S. C., January 11th, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that Messrs. Swails and Hayne have been appointed a Committee on the part of the Senate, pursuant to Concurrent Resolution, to obtain information relative to the disbursement of the sum of \$135,000 appropriated for the payment of of Legislative expenses.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

Also, sent to this House

A Joint Resolution authorizing the County Commissioners of Spartanburg County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

The SPEAKER announced as Committee on the part of the House to wait upon the State Treasurer and ascertain information in regard to expenditure of appropriation, Messrs. Briggs, Whipper and Lee.

A message was sent to the Senate accordingly.

Also, as Special Committee, pursuant to Resolution adopted, to obtain information relative to land sales by the Land Commissioner in the several Counties of the State, Messrs. Reedish, C. D. Hayne and Hurley.

The SPEAKER presented a communication from Mr. Julian A. Selby.

Referred to the Committee on Public Printing

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to regulate the manner of drawing jurors, being the unfinished business of yesterday, was taken up.

The motion (by Mr. Mobley) to strike out the enacting clause, was withdrawn.

The second reading of the Bill, at Section 6, was continued.

The substitute proposed by the Committee for Section 12, as follows, was adopted :

“ When jurors are to be drawn, the Jury Commissioner shall attend at the office of the Clerk of the Court of Common Pleas, within and for that County, and, in the presence of the Clerk of the Court and the Sheriff of the County, he shall shake up the names in the jury box until they are well mixed, and, having unlocked said box, the said Jury Commissioner, in the presence of the Clerk of the Court and Sheriff of the County, shall proceed to draw therefrom, without seeing the names written thereon, a number of ballots equal to the number of jurors required. If a person so drawn is exempted by law, or is unable, by reason of sickness or absence from home, to attend as a juror, or if he has served as a juror in any Court within the year then next preceding, his name shall be returned into the box, and another drawn in his stead.”

On motion of Mr. LEE, Section 12 was amended by adding to the Section, “ *Provided*: That if the Clerk and Sheriff shall fail to attend, after due notice, the Jury Commissioner shall proceed without them, and the jury so drawn shall be lawful.”

On motion of Mr. SINGLETON, Section 31 was amended by adding to the Section, “or be imprisoned not exceeding two years in the State Penitentiary.”

On motion of Mr. MYERS, Section 32 was amended, by striking out in the 2d line, the word “ or ” before the word “ Justice,” and inserting after the word “ Peace ” the words “ or Trial Justices.”

The amendments proposed by the Committee to Section 38, as follows, was adopted :

Where the word “ twelve ” occurs after the word “ exceeding,” “ twelve ” be stricken out, and the word “ twenty ” be inserted instead ; and in the

same Section, where the word "four" occurs after the word "exceeding," the word "four" to be stricken out, and "two" inserted instead; also, in the same Section, where the word "ten" occurs after the word "of," to strike out "ten," and insert "five" instead.

The Bill was read the second time, and ordered to be engrossed

A Bill (and substitute) to alter and amend an Act entitled "An Act to alter and amend the Charter and extend the limits of the City of Columbia," approved February 26, 1870, was taken up.

On motion of Mr. HURLEY, the consideration of the Bill was made the Special Order for Monday next, at 1:50 P. M.

A Senate Joint Resolution authorizing the County Commissioners of Oconee County to levy a special tax was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

On motion of Mr. JONES, the Rule requiring the House to adjourn at 3 P. M., was suspended for this day.

A Bill to empower the County Commissioners of Georgetown County to levy a special tax was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Scott Rifle Guards, of Sumter, S. C., was taken up.

The Bill was read the second time, and ordered to be engrossed.

The following members obtained leave of absence:

Mr. Yocom, for five days;

Mr. Maddocks, for two days.

On motion of Mr. JONES, at 3:10 P. M., the House adjourned, to meet Monday next, at 12 M.

MONDAY, JANUARY 16, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Saturday was read and confirmed.

REPORTS FROM COMMITTEES

Mr. YOCOM, from the Committee on the Penitentiary, submitted the following:

The Committee on the Penitentiary, to whom was referred that portion of the Governor's Message appertaining to the South Carolina Penitentiary, after full and careful investigation, respectfully submit the following Report:

The left wing of the main prison, containing 250 cells, is now fully finished, and used for the place of confinement of prisoners during night time. The work is a substantial granite building, reflecting great credit upon the Superintendent, as practical architect. The cells are 5 feet wide, 8 feet deep and 7 feet high, giving an area of 40 feet, equal to 280 cubic feet to the cell. This, in comparison with the cubic measure allowed to cells in other Penitentiaries, is regarded sufficient for the purposes intended, viz: a sleeping chamber, and not as a constant habitation. The Committee would recommend that on the erection of the other or right wing, the doors may be increased to the height of 6 feet, instead of 5 feet; also that air turbenes should be applied for the better ventilation of the cells, as recommended by the Superintendent. Some alterations have already been made in the mode of constructing the cells. The first ones built having a cast iron ceiling, the last ones being constructed of granite of one foot in thickness, which answers the purpose of the ceiling of the cell below, and the floor of the one above. It was found that the weight, or strain upon the edges of the iron ceilings, caused them to break, whereas the new mode answers the purpose far better, and is more economical.

The foundation of the right wing, as well as that of the centre building, is completed. The centre building will be 60 by 120 feet deep, and, when completed, will contain the chapel, hospital, Superintendent's office, rooms for officers and guards, store room, wash-room, etc., etc. The right wing will contain an equal number of cells as that of the left. The whole of the masonry of the cells will be covered from view, by an outside building, the foundation of which is also completed.

The granite, for building purposes, is taken from a quarry, which has been opened under the direction of the present Superintendent, immediately in the rear of the Penitentiary, and in the bed of Broad River. Extensive dams have been built against the waters of Broad River, resulting in the enclosing of about a half acre in area, containing a quarry of very fine granite. This quarry contains building material sufficient for the completion of the Penitentiary according to plans.

The dam is sixty feet thick, and of sufficient height to guard against

the river freshets. A hydraulic pump has recently been put up to pump out of the quarry all water, saving, to a great extent, manual labor.

There is an inclined plane of thirty-one degrees, on which the granite is transported to the mason sheds, on small cars, by water power. In this shed forty men are daily employed in shaping the stone.

There are two hundred and eighty-six male and six female prisoners in confinement, occupied in different branches of industry. Their general appearance is robust and healthy. They are well clad and shod.

The hospital department is ably superintended by Dr Boozer. There are fourteen sick in hospital at present. No serious cases of sickness are reported.

In the marble shops, mantelpieces, stand tops, table slabs, etc., of very fine design and superior workmanship, are turned out from the best Italian marble.

In the shoe store all shoes for the use of the convicts are made of good and substantial leather, besides a great deal of custom work.

There is a spinning and weaving shop, in which all the striped cloth for convicts is woven, and then made up into shirts, pants, coats, etc., in the tailors' room.

There are two blacksmith shops, with eleven forges, and these, with the machine shop, furnish all the iron work necessary for the building.

In the machine shop a forty-horse power engine (from the Greenville Works, and repaired in this shop,) has been put up, fearing that the water power, which is now only about twenty-horse, would not be sufficient. The shafting is complete to run the whole number of machines depending on it. The grist mill is also worked by the same power and in the same shop.

In the carpenter and wheelwright shops all the necessary articles, such as wagons, carts, wheelbarrows, &c., are manufactured, also, brooms for supply of the market.

The culinary department is well and cleanly kept, and the food (ample and substantial) is well prepared.

In the commissary department, the provisions are found to be of good quality.

Water from the hydrants has been introduced for convenience, and in case of giving out of wells.

The facilities for sewerage are made more convenient by the natural convenience of the lay of the land. One main sewer will run from under the centre of the middle building to the river, of sufficient dimensions, into which empty the two from each of the wings. These two sewers are exactly alike, and at the furthest point from the centre of the main, are some three feet higher, giving sufficient fall; from these two sewers, upright pipes project at the centre of the wall of each cell, a projection

leaving the main upright pipe at a sufficient angle to enable everything to pass through them, with the longitudinal drains. These uprights continue to the top tier of cells, where there is a sufficiently large reservoir to fill the whole of them for cleansing purposes.

The Committee would earnestly recommend that an extra appropriation of \$30,000 be made for the erection of a permanent two-story brick building, 100 feet by 80, for work-shops. The building now used is a wooden structure, unsafe and entirely too small.

From personal observation, the Committee is satisfied that the erection of such a permanent building is of extreme necessity, and will go far towards making the Penitentiary self-sustaining, and prevent pecuniary loss to the institution, besides, a far better discipline amongst the convicts can be maintained.

The Committee further recommend an appropriation of \$60,000 for the maintenance and completion of the State Penitentiary; also, that the salary of the Superintendent be increased to \$3,000 per annum. He is now paid less than the former Superintendent, who, in addition, had an architect, at a good salary, paid by the State, to assist him.

The Committee also recommend that the Superintendent be authorized to purchase, for the use of the Penitentiary, not more than one hundred acres of land, not too far removed from the Penitentiary, to enable the Superintendent to utilize the labor of short term convicts in a branch of industry that a large majority of them are familiar with.

The Committee also recommend that the Superintendent be empowered to shorten the terms of imprisonment upon continual good behavior of convicts, for one-sixth. Experience satisfies the Committee of the importance of that measure, as one of the greatest instruments to be used for the reformation of the convicts.

The large number of pardons extended to convicts by the Governor have been almost uniformly to well-behaved men, whose terms were nearly completed. The discipline is excellent, the books showing only very few punishments inflicted.

Your Committee cannot too highly commend the energy and ability displayed by the Superintendent in his management and government of the affairs of the Penitentiary and construction of the same, and would earnestly recommend, for the best interest of the State, and for the proper construction of an institution of such vital importance, that he be retained in his present position.

On motion of Mr. R. M. SMITH, the Report was ordered printed and made the Special Order for Saturday, January 21, at 1 P. M.

Mr. JONES, from the Committee on Incorporations, reported back a Bill to amend the charter of the Columbia Building and Loan Association, and recommended that it do pass ;

Also, reported back a Senate Bill to renew and amend the charter of the Town of Abbeville, and recommended that the enacting clause of the Bill be stricken out.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills

The Bills were ordered to lie over for a second reading.

Mr. HEDGES, from the Committee on Commerce, reported back the following, and recommended that they do pass :

A Bill to prevent accidents from rafts and flat-boats ;

A Bill to authorize Henry C. Lancaster, Smith Howe, and Henry A. Towles to collect wharfage and storage ;

A Bill to provide for the appointment of an additional Flour Inspector for the city of Charleston.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. SMART, from the Committee on the Judiciary, reported back the following, and recommended that they do pass :

A Senate Bill to vest the right and title of the State in and to certain escheated property in a certain person therein named ;

A Senate Bill to authorize aliens to hold property ;

A Bill to prevent persons from holding more than one office of profit and trust at the same time, in this State, with amendment to strike out the words "*vice versa* ;"

A Bill to repeal an Act entitled "An Act to amend an Act providing for the assessment and taxation of property."

Also, reported back, and recommended that the same do not pass :

A Bill to amend "An Act to define the criminal jurisdiction of Trial Justices ;"

A Bill to provide for the place of imprisonment of persons under the age of fifteen years ;

A Bill to amend an Act entitled "An Act to amend an Act to define the jurisdiction and duties of County Commissioners ;"

A Bill requiring all persons instituting civil actions to pay in advance the costs of the Clerk of the Court, the Sheriff of the County, and the Attorney, excepting parties instituting proceedings for the recovery of wages or shares of crops.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported the following as duly and correctly engrossed for a third reading :

A Bill to empower the County Commissioners of Georgetown to levy a special tax ;

A Bill to regulate and determine what shall constitute a legal day's labor in this State ;

A Bill to renew and amend the charter of the town of Spartanburg.

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Also,

A Senate Joint Resolution authorizing the County Commissioners of Oconee County to levy a special tax.

The Joint Resolution was read the third time, and ordered enrolled.

PETITIONS, RESOLUTIONS, &c

Mr. JERVEY gave notice that on to-morrow, or some subsequent day he will introduce

A Bill to authorize the County School Commissioner of Charleston County to levy a special tax to build school houses, and for other purposes therein named.

Mr. ANDELL introduced the following Resolution, which was adopted :

Resolved, That the Committee on Penitentiary be requested to ascertain by what right the Superintendent holds possession of the engine (40 horse power) now at the Penitentiary of the State of South Carolina.

Mr. WARLEY, pursuant to notice, and by leave, introduced

A Bill to require the School Commissioner of Clarendon County to erect, or cause to be erected, school houses in said County.

Read the first time, and referred to the Committee on Education.

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill to fix the salaries of school teachers in Darlington County.

Read the first time, and referred to the Committee on Education.

Mr. KEITH introduced the following Resolution, which was adopted :

Resolved, That the State Treasurer be requested to inform the House of Representatives, at as early a day as practicable, why the checks for teachers' salaries presented for payment at his office have not been paid.

Mr. BARKER, pursuant to notice, and by leave, introduced

A Bill to alter and amend an Act entitled "An Act to provide for the appointment of Trial Justices."

Read the first time, and referred to the Committee on the Judiciary.

Mr. CRITTENDEN gave notice that on to-morrow, or some subsequent day, he will ask leave of the House to introduce

A Bill to empower owners of water power or shoals to improve the same on certain conditions.

Mr. GAREY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to reduce the fees of the County Treasurers ; and, also, to reduce the salaries of the County Auditors.

Mr. CORWIN presented the account of J. P. Kinard, of Newberry County, for fees due for services as Magistrate.

Referred to the Committee on Claims.

Also, account of G. W. Garmany, M. D., of Newberry County, for *post mortem* examination.

Referred to the Medical Committee.

Mr. SHANKLIN presented the presentment of the Grand Jury of Oconee County, for November Term, 1870.

Referred to the Committee on the Judiciary.

Mr. DANNERLY presented the account of John H. Livingston, for building school houses in Orangeburg County.

Referred to the Committee on Claims.

Mr. SIMONS introduced

Joint Resolution authorizing an appropriation of \$45,000, for completing the Lunatic Asylum.

Read the first time, and referred to the Committee on Ways and Means

Mr. GARDNER, pursuant to notice, and by leave, introduced

A Bill relating to marriages.

Read the first time, and referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE.

The Senate sent to the House

A Joint Resolution for the relief of S Cochran, J. Cochran, Elizabeth Cochran, Juliana Irvine, Isabella Irvine and Henrietta Irvine.

Read the first time, and referred to the Committee on the Judiciary.

Also,

\ A Bill to alter and renew the charter of the town of Darlington.

Read the first time, and referred to the Committee on Incorporations.

Also,

A Concurrent Resolution requiring the Receiver of the Bank of the State of South Carolina to report to the General Assembly.

The Resolution was concurred in, and ordered to be returned to the Senate.

Also,

A Concurrent Resolution to appoint a Special Committee to investigate the affairs and operations of the Superintendent of the State Penitentiary.

On motion of Mr. THOMPSON, the blank in the Resolution was filled by inserting the word "five," and the Resolution concurred in and ordered to be returned to the Senate.

The SPEAKER announced as the Committee, Messrs. Thompson, Jervey, Briggs, Barker and W. M. Thomas.

A message was sent to the Senate accordingly.

MESSAGE FROM THE SENATE.

Mr. Josephus Woodruff, Clerk of the Senate, appeared, and said :

Mr. SPEAKER, I am directed to present to your honorable body the following:

Resolved. That at 1 o'clock, Tuesday afternoon, January 17th, the Senate will proceed to consider the impeachment of T. O. P. Vernon, Judge of the Seventh Judicial Circuit of South Carolina, at which time the oath or affirmation required by the Rules of the Senate, sitting for the trial of an impeachment, shall be administered by the presiding officer of the Senate, sitting as aforesaid, to each member of the Senate, and that the Senate as aforesaid, will, at the time aforesaid, receive the Managers appointed by the House of Representatives.

Ordered, That the Clerk lay this Resolution before the House of Representatives.

Ordered, That the Articles of impeachment exhibited against T. O. P. Vernon, Judge of the Seventh Judicial Circuit of South Carolina, be printed.

Ordered, That a copy of the Rules of Procedure and Practice in the trial of the case of impeachment, be communicated by the Clerk, to the Clerk of the House of Representatives, and a copy thereof delivered by him to each member of the House.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 7.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, January 16, 1871.

To the Senate and House of Representatives :

I have received the Concurrent Resolution of the Senate and House of Representatives, requesting me to inform the General Assembly " Why a sufficient militia force for the protection of life, liberty and property have not been stationed in such Counties in this State as have been hith-

erto riotous and refractory; and, further, why have not the out-laws in them been brought to condign punishment; and why the provisions of Section 2 of Article 13 of the Constitution have not been enforced; and also, to inform the General Assembly what further legislation is necessary to effect the purpose herein stated.

In furnishing you such information as it is in my power to supply, and while I deeply deplore the disturbances to which your Resolution refers, I can scarcely venture, as Executive of the State, to pronounce any of its Counties "riotous and refractory" upon the reported cases of individual outrage; and while no information has been received in this office indicating anything like a County organization to defy or to defeat the law, I am the more cautious in this respect, because it will be recollected that very many cases of individual violence have hitherto been reported, both from the Counties of Abbeville and Edgefield. But the prompt and impartial administration of justice in these Counties has proved that the civil power was sufficient for the protection of the life, liberty and property of our citizens; and these Counties are now as quiet, peaceable and orderly as any portion of the State. But if there was any part of the State in which violence and disorder were so general as to disarm the power of the civil Courts, I must say, frankly, that I have no such militia force as would be competent to suppress them; and if I had, I have no means to place and maintain such a force in the field.

If, by the "out-laws who have not been brought to condign punishment," you mean those individuals who have lately perpetrated the outrages in the Counties of Spartanburg and Union, I can only say that every effort has been made that could lawfully be made by the Executive to discover these criminals, and bring them to speedy trial. In some instances those suspected of guilt have been committed for trial, and in their cases, the Executive is without power, as he ought to be without disposition, to interfere with the due administration of the law. In other instances the perpetrators of these crimes are not known, and have not yet been discovered. I can only promise that every effort shall be made to arrest and bring them to justice.

I am not aware that the second Section of the 13th Article of the Constitution has not been enforced.

That Section provides:

"The Governor shall have power to call out the Militia to execute the laws, repel invasion, repress insurrection and preserve the public peace."

I cannot say, with truth, upon any information in my possession, that in any section of the State the laws are not executed, for not a single case has been reported in which the officers of the law have been resisted in the discharge of their duties. There is no invasion which I am called on to repel; no insurrection which I am called on to suppress.

While I cannot say that "the public peace" of the State is threatened to such a degree as to warrant the exercise of the power of calling out the Militia, given me in the Section of the Constitution just quoted, I deeply regret that it is my duty to inform you that the condition of several of the Counties in the State is disturbed and dangerous. In Laurens, Union and Spartanburg, persons and property are not secure.

Repeated instances of violence, disregard of the law, and murder, have been reported, and there is a well founded apprehension, on the part of law-abiding citizens, that unless these outrages are promptly checked, the evil will have become too great for ordinary remedies. I do not propose, at present, to refer to these crimes in detail, nor to attempt the discussion of their causes. It is enough to say that they are so grave and so numerous, as to call for the unflinching application of all the power of repression which the Executive can lawfully exercise.

It is proper for me to state, and I am glad to be able to do it, that the public sentiment of these Counties seems to be aroused to the character and consequences of this state of affairs, and public meetings have been held, in which the responsible and influential citizens of Laurens and Spartanburg, have declared, in language sufficiently strong, their abhorrence of these crimes, and their willingness to aid the Executive in the suppression of them. If these opinions are carried out in action, we may anticipate the speedy restoration of peace and order, but something more is needed than these resolutions, however just and generous in sentiment.

It is my opinion that the civil law of the State ought to be sufficient, and it is my determination that it shall be sufficient, to protect the person and property of every and any citizen of the State, however humble, friendless, or obnoxious. I cannot bring myself to contemplate the use of an armed force to punish individual violations of the law in a time of profound peace. Such a remedy would be as bad as the disease, and would be a public declaration that there was no civil government in South Carolina, and that we are living in a condition of social anarchy. I am bound, by my oath of office, as the Executive of this State, and in reverence for those principles of Constitutional liberty, which are the vital force of true Republicanism, to see that the law is duly enforced before I resort to other and dangerous powers. I dare not, and will not, assume that justice cannot be administered until the effort has been made, and the failure evident.

It is, therefore, my intention to see that the law is enforced, and when I fail in the effort I will, unhesitatingly, call upon you for the extraordinary authority to which society must resort for self protection. But, at present, I would call your attention to the fact that all the cases of reported violence are individual violations of the law; that none of them have assumed the character of public combinations against the law; and that

they are all within the regular jurisdiction of the criminal Courts of the County. But I do not think that the administration of the criminal law is sufficiently vigorous. As the Executive of the State, it is impossible for me to superintend or control the trial of criminals. This duty must be left to the Attorney-General and the Solicitors, who are the prosecuting officers of the State, and to whom the administration of the criminal law, in their respective spheres of duty, is committed by the same law which defines my own duties and powers. That these officers have done, and will do, their duty, I have no doubt, but I do not think that their powers are sufficiently strong, or their means of action sufficiently large. To illustrate my meaning more fully, each Solicitor has several Counties under his official charge. A murder is committed in one of the remoter districts, where he does not reside. A warrant is issued; a Coroner's inquest makes a very unsatisfactory report of the circumstances, unless the friends or family of the victim are especially; a active few witnesses are bound over, and the papers are put in the hands of the Solicitor the day that the Court opens; and if a true bill is found, he goes on with the trial, with a slight and imperfect preparation thus made; nor can the Solicitor be blamed. He has many Courts to attend, very many cases to prepare; has not had opportunity to learn the circumstances of his case, or the character of his testimony. Now, in ordinary times, when cases of violence are rare, shock the humanity of public opinion, and excite the indignant activity of those who are interested in the suffering parties this labor of preparation was spared the Solicitor, because he always had an individual prosecutor behind him. But when the crime is one in which the sympathy of public opinion is not warmly interested, or where a disturbed condition of popular sentiment is not disposed actively to assist public justice, or where the parties suffering are too friendless to make themselves heard, then the duty of the Solicitor, while it becomes more imperative, also becomes more difficult. To do justice, he needs larger powers and more assistance.

I would, therefore, recommend a more complete and efficient organization of the machinery necessary for the administration of criminal justice. The Attorney-General is the proper representative of the Criminal Justice of the State, and he should have the authority, not only as at present to consult and advise with the Solicitors, but to review and direct their action. They should be required to report to him regularly the condition of the prosecutions in their respective circuits, and to be governed by his instructions whenever he may deem it judicious to issue them. He should also have the power, whenever, in his opinion, the importance of the case requires it, to retain Assistant Counsel, and see that the State is fully and efficiently represented.

I think, also, that a corps of Detective Police Officers should be placed

under his control, to be used by him and the Solicitors, as occasion may require. I do not propose that these officers should have any power of arrest.

This responsibility must be assumed by the law officers of the State. But the crimes from which society is suffering can never be suppressed without some efficient organization by which the preliminary investigations can be conducted, the traces of guilt promptly followed up, and such testimony procured as will justify a prosecuting officer in asking from conscientious juries a verdict of conviction. Neither the Attorney-General or the Solicitors can give more than a general superintendence and skillful direction to such investigations; and they need the aid of a body of discreet, practiced and temperate-minded men to perform this important duty. As the Attorney-General and the Solicitors are elected by the people, they have it in their power to select men in whose characters they will find sufficient guarantee that this power will not be abused.

To carry out this plan would require that a contingent fund, sufficient to meet its expense, be placed at the control of the Attorney-General, which I therefore recommend.

I think it proper, also, to call to your attention the fact that the Judicial District in which these disturbances are most flagrant is practically without a Judge. The presiding Judge of that Circuit is now under impeachment before the Senate for high crimes and misdemeanors, and, while it would not become me to anticipate this solemn trial, yet I cannot forbear saying that nothing would contribute more effectively or more speedily to the restoration of order than the presence in the Courts of this Circuit of a Magistrate who shall possess the ability to know his duty, the resolution to do his duty, and that high character which is in itself a pillar of strength to the good, and a living admonition to evil-doers.

Nor can I leave this subject without expressing my regret that the Trial Justices have so signally failed to meet the requirements of their office. In a condition of things such as we now deplore, the preliminary investigation in nearly all the prosecutions of the crimes we wish to suppress is within the province of the Trial Justices, and the prompt and efficient administration of the criminal law is in a large degree dependent upon their ability, discretion and courage—qualities which, I am sorry to say, the system has not developed.

Believing firmly that a vigorous administration of the law will be sufficient to repress crime, I make these recommendations, pledging myself that, if it ever shall be found impossible to administer that law, I will come to you for those extraordinary powers which I shall then not hesitate to accept and use.

I have the honor to be,

Very respectfully,

ROBERT K. SCOTT, Governor.

Referred to the Committees on Military Affairs and Judiciary.

Also,

MESSAGE FROM THE GOVERNOR, No. 8.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, January 16, 1871.

To the Honorable Speaker of the House of Representatives.

SIR: I have the honor to transmit, for the consideration of the House of Representatives, the accompanying Annual Report of the Trustees of the University of South Carolina.

Very respectfully,
(Signed) ROBERT K. SCOTT, Governor.

The Message and accompanying documents were referred to the Committee on Education.

SPECIAL ORDER FOR 1 P. M.

A Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics.

On motion of Mr. THOMPSON, the Special Order was discharged, and made the Special Order for Wednesday, January 18, at 2 P. M.

SPECIAL ORDER FOR 1:30 P. M.

A Bill and substitute to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the city of Columbia," approved February 26, 1870.

On motion of Mr. JONES, the original Bill was laid on the table, and the substitute taken up and adopted.

The Bill was put upon its second reading.

On motion of Mr. DENNIS, Section 4 was stricken out.

On motion of Mr. DENNIS, the following was adopted as Section 4:

"That all persons liable to taxation shall make oath or affirmation of their taxable property within said City of Columbia, and make payment of their taxes to the Clerk and Treasurer of said City of Columbia, and upon the failure to make such return and payment as required, the parties so in default shall be subject to the penalties provided by law for failure to pay the general State and County tax; said penalties to be enforced by the orders of the Mayor and Aldermen of said City of Columbia, or a majority of them, and whenever it shall become necessary to issue executions for the collection of taxes due to the said City of Columbia, and to sell thereunder the real property of the defaulting tax payer, in order to collect the same, the sale thereof shall take place in the same

manner, and subject to the same regulations, as are applicable to sales of real estate, by the Sheriff of the County of Richland, under executions issuing out of the Circuit Court of Common Pleas; and such executions to enforce the payment of taxes shall be issued under the seal of the said city of Columbia, and may be directed to the Chief of Police or other person appointed by the said Mayor and Aldermen to collect and receive the same, with costs as in such cases made and provided by law; and all property upon which tax shall be levied and assessed, is hereby declared and made liable for the payment thereof in preference to all other debts, except debts due to the State, which shall be first paid; and that all other taxes imposed by the Mayor and Aldermen of said city of Columbia, or a majority of them, shall be payable in advance by the parties liable for the same, and on failure of payment, their property shall be liable as in manner and form just before stated. And for the purpose of putting the purchaser of said real estate into the quiet and immediate possession thereof, if it be necessary so to do, the Mayor of the said city of Columbia is hereby authorized and empowered to issue his warrant of ejectment against the said defaulting tax payer, his tenants or lessors, and all persons whomsoever occupying or holding the said property: *Provided*, That the said real property shall not be sold, or the owner of the fee therein be deprived of the same, for a longer period than two years."

On motion of Mr. DENNIS, Section 7 (Section 8 of original Bill) was amended by adding after the last word in the Section the following:

"The said Mayor and Aldermen of the city of Columbia, or a majority of them, shall have power to abate and remove all nuisances in said city. And it shall be their duty to keep all roads, ways, bridges and streets within the corporate limits of the said city open and in good repair; and for that purpose they are invested with all the powers of County Commissioners or Commissioners of Roads, for and within the corporate limits of the said city; and they may lay out new streets, close up, widen or otherwise alter those now in use; and shall have full power to class and arrange the inhabitants or citizens of said city, liable to street, road or other public duty therein, and to force the performance of such duty, under such penalties as are now, or shall hereafter, be prescribed by law; and they shall have power to compound with all persons liable to work the streets, ways and roads in said city, upon such terms as their ordinances may establish, or their rules and regulations require, the moneys so received to be applied to the public use of said city; and all persons refusing to labor, or failing to pay such commutation, shall be liable to such fine, not exceeding twenty dollars for any one year, as the said Mayor and Aldermen may impose; and they shall have power to enforce

the payment of such fine, in the same manner as is now, or may be hereafter, provided for the collection of County taxes. And the said Mayor and Aldermen shall have power, with the consent of the adjacent land-owners, to close all such roads, streets and ways within the said city, as they may deem necessary, by the sale of the freehold therein, either at private or public sale, as they may adjudge best for the interest of the said city; and they shall keep in repair all such new streets, roads and ways as they may, from time to time, deem necessary for the improvement and convenience of said city. And said Mayor and Aldermen shall have power and authority to require all persons owning a lot or lots in said city, to close in, and to make and keep in good repair sidewalks in front of said lot or lots, whenever the same shall front or adjoin any public street of said city, if, in their judgment, such sidewalk shall be necessary; the width thereof and the manner of construction to be designated and regulated by the said Mayor and Aldermen; and for default or refusal, after reasonable notice, to make and keep in good repair such sidewalks, and to close in such lot or lots, the Mayor and Aldermen may cause the same to be made or put in repair, and require the owner to pay the price of making or repairing; and the said Mayor and Aldermen are hereby empowered to sue for and recover the same by action of debt in any Court of competent jurisdiction: *Provided*, That such contract for making or repairing the same is let to the lowest bidder. The cemeteries and public grave-yards are also placed under the jurisdiction of said Mayor and Aldermen.

On motion of Mr. DAVIS, Section 8 (Section 9 of original Bill) was amended by striking out all the words from the word "Aldermen," on first line, to the word "are," on fourth line; and by striking out the word "also," before the word "empowered," on fifth line.

On motion of Mr. THOMPSON, Sections 12, 13, 14 and 15 of original Bill were stricken out.

On motion of Mr. DENNIS, Section 11 (Section 16 of original Bill) was amended by striking out all the words in the Section after the words "and them," on eighth line.

On motion of Mr. SIMONS, Section 18 of the original Bill was stricken out.

The Bill was read the second time, and ordered to be engrossed.

The SPEAKER announced as the Special Committee on the part of the House to investigate the account of the Committee of Investigation of the Third Congressional District, Messrs. Dennis, Whipper, Jones, Byas and Corwin.

A message was sent to the Senate accordingly.

The following members obtained leave of absence:

Mr. Miles, for 6 days;

Mr. Henderson, for 5 days ;

Messrs. Boston and Harris, 3 days each.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Senate Bill (and substitute) to provide for the publication of the Acts, Reports, Resolutions, Journals and other papers of the General Assembly, was taken up.

On motion of Mr. C. D. HAYNE, the substitute was laid on the table. The Bill was put upon its second reading.

On motion of Mr. C. D. HAYNE, the amendment proposed by the Committee as a substitute for Section 1, was indefinitely postponed.

Section 1 was passed to a third reading.

Pending the further consideration of the Bill, at the hour of 2:50 P. M., the House, on motion of Mr. JONES, adjourned till to-morrow, at 12 M.

TUESDAY, JANUARY 17, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. P. P. HEDGES.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. HEDGES, from the Committee on the Legislative Library, reported back the account of E. R. Stokes, for binding books, and recommended payment.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be sent to the Senate.

Mr. WILKES, from the Committee on the Judiciary, reported back the following, and recommended that the same do pass :

A Bill to re-vest in the heirs-at-law of Hugh E. Ogburn, deceased, certain lands sold for taxes ;

A Bill to perfect titles to certain town lots in the town of Walhalla ;

A Senate Bill to authorize Circuit Judges to hold Courts in other Circuits than their own ;

A Senate Bill to repeal so much of an Act of 1839 as prohibits the Clerks of the Courts of the State from acting as attorneys and solicitors in the Courts of the State ;

A Senate Bill to regulate the appointment, jurisdiction and duties of Notaries Public, with amendment in Section 1, on fifth line, after the word "Governor," strike out the words "for the time being," and insert the word "and ;"

A Bill to amend an Act entitled "An Act to regulate the fees of Probate Judges, Trial Justices and Magistrates, and other officers therein named, with amendment in Section 2, by adding after the word "serves" the words "as other jurors are now paid ;"

A Senate Joint Resolution for the relief of S. Cochran, T. Cochran, Elizabeth Cochran, Juliana Irvine, Isabella Irvine and Henrietta Irvine.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills and Joint Resolution.

The Bills and Joint Resolution were ordered to lie over for a second reading

Also, reported back a Bill declaring a tract of land, consisting of one hundred acres, in the County of Fairfield, as escheated to the State, and vest the title to the same in the Trustees of Ridgeway Academy, and recommended that the Bill be referred to the Committee on Education.

On motion of Mr. THOMPSON, the recommendation contained in the Report was adopted.

PETITIONS, RESOLUTIONS, &c.

Mr. WILSON gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to permit William L. Wood to adopt Napoleon B. Smith, to make him his lawful heir, and to change the name of Napoleon B. Smith to Napoleon B. Wood.

Mr. HUNTER gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to abolish the Recorder's Court, of the city of Charleston ;

Also,

A Bill to abolish the Mayor's Court, of the city of Charleston ;

Also,

A Bill to provide for a Police Justice's Court in the city of Charleston.

Mr HEDGES, pursuant to notice, and by leave, introduced

A Bill to regulate passenger fares on railroads.

Read the first time, and referred to the Committee on Railroads.

Mr. MADDOCKS gave notice that on to-morrow or some subsequent day, he will introduce

A Bill to charter the Mission Presbyterian Church, of Summerville, Colleton County.

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill to require the School Commissioner of Darlington County to erect school houses, and authorize the County Commissioners to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. J. A. GREEN gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to compel the County Commissioners of the Counties of Newberry and Edgefield, respectively, to erect a bridge over the Saluda River, at Chapel's Ferry.

Mr. LEE presented the account of Wm. Kennedy, amount of reward for arresting T. B. Lanier, charged with murder.

Referred to the Committee on Claims.

Mr. MOORE, pursuant to notice, and by leave, introduced

A Bill to provide for the paying for improvements made on the property of other persons.

Read the first time, and referred to the Committee on the Judiciary.

Also, pursuant to notice, and by leave, introduced

A Bill authorizing and requiring the County School Commissioner of Fairfield County to build a school house at Gladen's Grove.

Read the first time, and referred to the Committee on Education.

Mr. JONES introduced the following Resolution, which was adopted:

Resolved, That the Committee on the Penitentiary be ordered to find out by what legal right the State Superintendent of the Penitentiary retains the 40-horse power engine at said Penitentiary, and make a separate report on the same to this House as soon as practicable.

Mr. CRITTENDEN, pursuant to notice, and by leave, introduced

A Bill authorizing and empowering persons having or owning water powers or shores to improve the same, and providing for the settlement of damages to land.

Read the first time, and referred to the Committee on Internal Improvements.

Mr. WILLIAMS introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That a Committee of Three, on the part of the House, and ——— on the part of the Senate, be appointed to enquire into, and ascertain what disposi-

tion has been made of the bonds of the Blue Ridge Railroad Company, endorsed by the Comptroller-General, according to the provisions of the Act, passed September 15, 1868, to grant additional aid to the Blue Ridge Railroad Company, whether any of these bonds have been sold ; if so, what amount has been sold, and at what price? 2. Whether any money has been borrowed by said company upon the hypothecation of these bonds, if so, how much, and on what terms, and for what purpose? That the Committee be empowered to send for persons and papers, and that they report at as early a day as practicable.

MESSAGE FROM THE SENATE.

Mr. Josephus Woodruff, Clerk of the Senate, appeared and said :

Mr. SPEAKER : I am directed to present the following :

Ordered, That the Clerk of the Senate notify the House of Representatives that the Senate is now organized for the trial of the articles of impeachment against T. O. P. Vernon, Judge of the Seventh Judicial Circuit of South Carolina, and is ready to receive the Managers of impeachment at its bar.

The SPEAKER announced that the message is received as information, and that the House will take proper action.

Mr. GAREY, pursuant to notice, and by leave, introduced

A Bill to regulate and fix the pay of County Auditors, and for other purposes ;

A Bill to regulate and fix the pay of County Treasurers.

Read the first time, and referred to the Committee on County Offices and Officers.

Mr. HUDSON presented the account of John T. Copeland, of Lancaster County, for teaching school.

Referred to the Committee on Claims.

Mr. McDANIELS introduced

Joint Resolution authorizing and requiring the County Commissioner of Laurens County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HENDERSON gave notice that on to-morrow, or as soon as practicable, he will introduce

A Bill to empower the County School Commissioner of Newberry County, to establish and build a school house in the town of Maybinton in said County.

Mr. DOYLE introduced

A Joint Resolution authorizing the renewal of pension to Abel Robins, of Oconee County, with information concerning the same.

Read the first time, and referred to the Committee on Ways and Means.

Mr. DANNERLY, pursuant to notice, and by leave, introduced

A Bill authorizing County Commissioners to allow certain poor to draw money and remain at home.

Read the first time, and referred to the Committee on Ways and Means.

Mr. GARDNER presented the petition of Woodward Allen for the payment of money due on contract for building Deaf, Dumb and Blind Asylum, at Cedar Springs, Spartanburg County.

Referred to the Committee on Claims.

Mr. FROST introduced

A Joint Resolution to vest in the heirs-at-law of Isaac McKnight, lands sold for taxes.

Read the first time, and referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to repeal so much of an Act entitled "An Act to organize and govern the militia of the State of South Carolina" as provides for the appointment and pay of an Assistant Adjutant-General.

Read the first time, and referred to the Committee on Military Affairs.

Also,

A Bill to repeal an Act entitled "An Act to establish a Bureau of Agricultural Statistics for the encouragement of industrial enterprises, and to invite capital for the development of the resources of the State."

Read the first time, and referred to the Committee on Agriculture.

Also,

A Bill to amend the charter of the Columbia Building and Loan Association.

Read the first time, and referred to the Committee on Incorporations.

Also,

A Concurrent Resolution to transfer the records, books and papers of the Commissioner of Agricultural Statistics.

On motion of Mr. JONES, the Concurrent Resolution was laid on the table for future action.

Mr. Giles obtained leave of absence for six days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Senate Bill to provide for the publication of the Acts, Reports, Resolutions, Journals and other papers of the General Assembly, being the Unfinished Business of yesterday at the hour of adjournment, was taken up.

The second reading of the Bill at Section 2 was continued.

The amendments recommended by the Committee to Sections 2 and 3 were, on motion of Mr. C. D. HAYNE, indefinitely postponed.

The amendment proposed by the Committee to Section 4, by striking out the following, "the sum of —— dollars," was adopted.

The Bill was read the second time, and ordered to be engrossed.

Joint Resolution to appoint Trustees for the De La Howe Free School, Abbeville County, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to compel County Treasurers to receive County orders in full for County taxes was taken up.

On motion of Mr. WHIPPER, the Bill was recommitted to the Committee on Ways and Means.

A Bill to regulate the salaries of School Commissioners in the various Counties of the State was taken up.

The Bill was put upon its second reading.

Mr. JONES moved to strike out the enacting clause of the Bill, and, on this he called for the yeas and nays, which were taken, and are as follows:

Yeas, 54; nays, 34. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Bass, Berry, Bowley, Briggs, Bryan, E. Cain, Corwin, Cousart, Dannerly, Dennis, Dusenbury, Elliott, Evans, Farr, Ford, Frost, Gardner, Giles, Hagood, Hardy, Hudson, Humbert, Humphries, Hunter, Jamison, Jones, Keith, Levy, Litchfield, Logan, W. J. McDowell, Milton, Mobley, Moore, Nuckles, Pendergrass, Perry, Ramsay, Saunders, Sellers, Singleton, Smart, A. Smith, Taylor, W. M. Thomas, Warley, Whipper, White, Wilkes, Williams, Wilson and Yocom.—54.

Those voting in the negative are:

Messrs. Barker, Bosemon, Byas, L. Cain, Crittenden, T. A. Davis, Derrick, Ellison, Ferguson, Gaither, Gantt, Goggins, J. A. Green, C. D. Hayne, J. N. Hayne, Henderson, Hurley, Jackson, Jervey, Kennedy, Kuh, Lee, Maddocks, McDaniels, Mickey, Myers, Nehemias, Rivers, Shanklin, Small, R. M. Smith, Sullivan, Sumpter, Tarlton, J. W. Thomas and Wofford.—34.

Mr. BOSEMON moved to suspend Rule 77, in order to take up

A Senate Joint Resolution for the relief of S. Cochran, T. Cochran, Elizabeth Cochran, Juliana Irvine, Isabella Irvine and Henrietta Irvine.

A discussion ensued, pending which, at the hour of 3 P. M., the SPEAKER declared the House adjourned till to-morrow at 12 M.

WEDNESDAY, JANUARY 18, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BYAS, from the Committee on Claims, reported back the account of R. A. Green, of Edgefield County, for teaching school, and recommended payment.

On motion of Mr. JAMISON, the Report was adopted, and ordered to be sent to the Senate.

Mr. JERVAY, from the Committee on Privileges and Elections, reported back,

A Bill requiring the County Treasurers of the respective Counties of the State, to attend at each polling precinct in his County, for the collection of taxes, and recommended that it be referred to the Committee on County Offices and Officers.

On motion of Mr. THOMPSON, the recommendation contained in the report was adopted.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Bill to renew the charter of Strawberry Ferry, over the Cooper River, accompanied by a substitute, (same title,) and recommended that the substitute do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill and substitute.

The Bill and substitute were ordered to lie over for a second reading.

Also, reported back a Bill to recharter Cyprees Causeway, and recommended that it do pass :

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading

Also, reported from said Committee the following, and recommended that it do pass :

A Bill to recharter Combahee Ferry over Combahee River.

Read the first time, and ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Senate Bill to provide for the publication of the Acts, Reports, Resolutions, Journals, and other papers of the General Assembly.

The Bill was read the third time, passed, and ordered to be returned to the Senate, with amendments.

A Bill to incorporate the Scott Rifle Guards of Sumter.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES gave notice that on to-morrow he will introduce

A Bill to abolish the right of dower.

Mr. WILSON, pursuant to notice, and by leave, introduced

A Bill to permit Wm. L. Wood to adopt Napoleon B. Smith, to make him his lawful heir, and to change the name of the said Napoleon B. Smith to Napoleon B. Wood.

Read the first time, and referred to the Committee on the Judiciary.

Mr. C. D. HAYNE, pursuant to notice, and by leave, introduced

A Bill to secure advances for agricultural purposes.

Read the first time, and referred to the Committee on Agriculture.

Mr. JERVEY, pursuant to notice, and by leave, introduced

A Bill authorizing and requiring the School Commissioner of Charleston County to levy and cause to be collected a tax not exceeding one mill on the dollar, to be devoted to the purchase of sites for and the erection of school houses in said County.

Read the first time, and referred to the Committee on Ways and Means.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to enforce the collection of the poll tax.

Mr. MILTON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to allow Ambrose McFaddin to change his name to Ambrose Alexander McCrey.

Mr. W. M. THOMAS, pursuant to notice, and by leave, introduced

A Bill to vest in the President of the Senate and the Speaker of the House of Representatives power to call extra sessions of the General Assembly.

Read the first time, and referred to the Committee on the Judiciary.

Mr. KENNEDY presented the claim of John S. Simons, of Edgefield County, for teaching school.

Referred to the Committee on Claims.

Mr. RIVERS gave notice that on to morrow, or some subsequent day, he will introduce

A Bill to incorporate the Sons and Daughters of Zion of the Providence Baptist Church, S. C.

Mr. ADAMSON introduced the following Concurrent Resolution, which,

On motion of Mr. O'CONNELL, was referred to the Committee on the Legislative Library :

Resolved by the House of Representatives, the Senate concurring, That books or documents borrowed from the State Library by members of the General Assembly, or by officers of the State, shall be held in possession no longer than is necessary for official use, and that the Librarian shall be authorized to require the restoration of such books or documents, if they are demanded for the use of another department, or Committees of the General Assembly, or in the offices of the Executive; and, if the books or documents borrowed from the State Library, should not be restored at the adjournment of the General Assembly, the Librarian shall be authorized to charge, according to his estimation, the value of each book or document, and send bill to the Clerks of the Senate and House of Representatives against the possessors of books or documents, and recover damages from them on their salary.

Mr. ALLEN gave notice that on to-morrow, he will introduce
A Bill to regulate the salaries of School Commissioners.

Mr. SHANKLIN introduced a Joint Resolution authorizing the State Treasurer to re-issue certificate of State stock to R. S. Porcher.

Read the first time, and referred to the Committee on Ways and Means.

Mr. JAMISON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill for the purpose of electing all County Offices hitherto filled by Executive appointment, not specially provided for in the Constitution.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to provide for suitable egress from public buildings and tenement houses.

Read the first time, and referred to the Committee on Internal Improvements.

Mr. BYAS introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That no person employed in any capacity whatever, by either house of the General Assembly, or the departments thereof, shall be paid two salaries for services claimed to have been rendered in two different departments connected with the General Assembly, and the Clerk of the House and Clerk of the Senate are hereby instructed not to issue pay certificates that will in any way conflict with the provisions of this Resolution.

Mr. GOODSON presented a memorial of citizens of Columbia against extension of charter.

Referred to the Committee on Incorporations.

Mr. NUCKLES introduced the following Resolution, which, on motion of Mr. JAMISON, was indefinitely postponed:

Resolved, That the vote whereby the enacting clause of a Bill to regulate the salaries of School Commissioners in the various Counties was stricken out, be reconsidered.

Mr. FROST, pursuant to notice, and by leave, introduced

A Bill to establish and maintain a State Normal School, and to authorize the use of the building known as the Citadel, in Charleston city, for purposes of the same.

Read the first time and referred to the Committee on Education.

Mr. J. A. GREEN, pursuant to notice, and by leave, introduced

A Bill to compel the County Commissioners of the Counties of Newberry and Edgefield, respectively, to erect a bridge over the Saluda River at Chapell's Ferry.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. BARKER introduced the following Concurrent Resolution, which was, on motion of Mr. JAMISON, indefinitely postponed:

Resolved by the House of Representatives, the Senate concurring, That the Printing Committees of the two Houses be, and are hereby required, immediately after the passage of this Resolution, to advertise for proposals for the publication of the Acts, Resolutions, Reports, Journals and other papers of the General Assembly. The advertisement to be inserted in the daily papers of the City of Columbia, daily, for the period of five days, at or before the expiration of which period, all bids must be handed into the said Committees, under seal, and such bids shall be kept with the seals unbroken, until submitted by the said Committees to the respective Houses, when the seals shall be broken by the Clerks in the presence of said Houses.

Mr. Ford obtained leave of absence for five days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to incorporate the Whipper Guards, of Christ Church Parish, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill declaring martial law in various Counties was taken up.

The Bill was put upon its second reading.

The amendment proposed by the Committee to Section 1, by striking out the word "Newberry" was adopted.

A debate ensued, pending which, at the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Joint Resolution authorizing Placidia Adams to take an appeal to the Supreme Court of the State, without executing an undertaking for costs and damages.

On motion of Mr. JAMISON, the Special Order was suspended until the further consideration of the Bill under discussion.

The consideration of a Bill declaring martial law in various Counties was renewed.

A further discussion ensued, pending which, at the hour of 2 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics.

On motion of Mr. JONES, the Special Order was discharged.

The consideration of a Bill declaring martial law in various Counties of the State was renewed.

A further debate ensued, pending which, at the hour of 3 P. M., the SPEAKER declared the House adjourned till to-morrow, at 12 M.

THURSDAY, JANUARY 19, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back the following, and recommended that they do pass :

A Bill to vest the right and title of the State to certain property therein mentioned in certain persons ;

A Bill to amend the second clause of the 18th Section of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State ;"

A Bill to permit Wm. L. Wood to adopt Napoleon B. Smith, to make him his lawful heir, and to change the name of the said Napoleon B. Smith to Napoleon B. Wood ;

A Bill relating to marriages (with amendments) :

1. To strike out the words "or Probate Judge, as the case may be," wherever they occur in the Bill.

2. To amend Section 2 of the Bill, so as to make it read thus: "That previous to persons being joined in marriage, a license shall be obtained for that purpose from the Clerk of the Court of Common Pleas, in the County where such female resides."

3. To amend Section 7 by striking out the words "one thousand," and inserting the words "one hundred" instead.

4. To amend Section 8 by striking out the word "three," and inserting the word "one" instead.

5. To amend Section 9 by striking out the words "one thousand," and inserting the words "five hundred" instead, and to add to the Section the words "or to be imprisoned for a term not exceeding five months."

6. To strike out entirely the 10th Section of the Bill.

7. To insert the words "or Notary Public," in the following places: 1. In Section 2, after the words "Trial Justices;" 2. In Section 8, after the word "Minister," wherever it occurs in this Section; 3. In Section 9, after the word "Minister."

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills

The Bills were ordered to lie over for a second reading.

Mr. FROST, from the Committee on Education, reported back a Bill to provide for the maintenance of the Public Schools of the City of Charleston, and to make an appropriation to pay teachers for services rendered, and recommended that it do pass with the following amendment: Strike out all after the word "city" and insert "up to the 1st day of January, 1871," and also suggested the reference of the Bill to the Committee on Ways and Means.

On motion of Mr. BOSEMON, the Report and Bill were referred to the Committee on Ways and Means.

Also, the following :

The Committee on Education, to whom was referred a Bill to fix the salaries of school teachers in Darlington County, have had the same under consideration, and beg leave to recommend that it do not pass, in-

asmuch as Sections 37 and 40 of an Act to establish and maintain a system of free common schools, ratified February 16th, A. D. 1870, makes it the duty of School Commissioners to do what the above named Bill would require of them, and hence, in the opinion of your Committee, the passage of said Bill would simply be the re-enactment of a portion of an Act which is yet of force.

Also, the following:

The Committee on Education, to whom was referred a Bill to require the School Commissioner of Clarendon County to erect, or cause to be erected, school houses in said County, and a Bill authorizing and requiring the County School Commissioner of Fairfield County to build a school house at Gladen's Grove, beg leave to recommend that the same do not pass.

Your Committee respectfully beg leave to state that the School Commissioners are already sufficiently authorized by law to build school houses wherever needed, but were unable to do so, owing to the want of means necessary for that purpose.

On motion of Mr. C. D. HAYNE, the Reports were laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. JERVEY, from the Committee on Privileges and Elections, reported back a Bill to provide for the submission of the question of a change of location of the County seat of Barnwell County to the voters of said County, and recommended that the Bill do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bill.

On motion of Mr. JERVEY, the consideration of the Bill was made the Special Order for Saturday next, at 1:30 P. M.

Mr. THOMPSON, from the Special Joint Committee to investigate affairs at the State Penitentiary, asked leave to report verbally.

The request was granted.

Mr. THOMPSON then reported that the Committee on the part of the House had waited upon the Committee appointed on the part of the Senate, and signified their readiness to proceed with the investigation, and learned that the Senate Committee had already taken action in the premises, and had rendered their report to the Senate, and that the Senate Committee refused, when solicited, to return to the Penitentiary and make investigation with the House Committee. The Committee would, therefore, ask for further instructions.

Mr. JONES moved that a Special Committee of Three be appointed to proceed to the Senate, and inform that body of the facts, as reported by the Chairman of the Committee on the part of the House, and re-

quest the Senate to make order for the adjustment of the disagreement. Agreed to.

The SPEAKER announced, as the Committee, Messrs. Jones, Bosemon and Hagood.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES, pursuant to notice, and by leave, introduced a Bill to abolish the right of dower.

Read the first time and referred to the Committee on the Judiciary.

Mr. T. A. DAVIS introduced a Joint Resolution declaring various Counties insurrectionary.

Read the first time and referred to the Committee on Military Affairs.

Mr. DENNIS presented the account of Messrs. Stewart, Sutphen & Co, for goods furnished House of Representatives.

Referred to Special Committee on Furnishing House of Representatives.

Mr. HEDGES gave notice that on to-morrow, or some subsequent day, he will introduce the following:

A Bill to incorporate the Wadmalaw Light Guard;

A Bill to incorporate the Jehossee Light Guard;

A Bill to incorporate the Edisto Light Guard.

Mr. JERVEY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Village of St. Stephens, in Charleston County.

Also, presented a petition of the citizens of St. Stephens for an Act of incorporation.

Referred to the Committee on Incorporations.

Also, pursuant to notice, and by leave, introduced

A Bill to enforce the collection of the poll tax.

Read the first time and referred to the Committee on Ways and Means.

Mr. HOUGH gave notice that he will, on to-morrow, or some subsequent day, introduce

A Bill to alter the times of the sitting of the Courts of Common Pleas and General Sessions of the Fourth Judicial Circuit of this State.

Mr. TARLTON introduced a Joint Resolution authorizing the County Commissioners of Colleton County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HUMBERT gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill authorizing and requiring the State Auditor to cause to have levied and collected a special tax.

Mr. RIVERS introduced the following Resolution, which, on motion of Mr. BYAS, was indefinitely postponed :

Resolved by the House of Representatives, That during the impeachment now pending before the Senate, of Judge T. O. P. Vernon, for high crimes and misdemeanors, the House shall, after its organization, each day, in a body, proceed to the Senate Chamber.

Also, pursuant to notice, and by leave, introduced

A Bill to incorporate the Sons and Daughters of Zion, of the Providence Baptist Church, of Hamburg, S. C.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. SMART gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to provide the manner for obtaining the right of way where lands are surrounded by other lands.

Mr. HUDSON, pursuant to notice, and by leave, introduced

A Bill to amend an Act to incorporate the village of Lancaster.

Read the first time, and referred to the Committee on Incorporations.

Mr. ALLEN, pursuant to notice, and by leave, introduced

A Bill to regulate the salaries of School Commissioners

Read the first time, and referred to the Committee on Education.

Mr. SHANKLIN gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill chartering the Tugaloo Railroad Company.

Mr. PENDERGRASS presented the account of F. H. Frost, late School Commissioner of Williamsburg County, for mileage incident to attending meetings of the State Board of Education.

Referred to the Committee on Claims.

Mr. FROST gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to impose upon Clerks of Courts certain duties heretofore performed by Commissioners in Equity.

Mr. O'CONNELL introduced the following Resolution, which was adopted :

Resolved, That so much of the Rules as requires the House to adjourn at 3 o'clock P. M., be suspended for the balance of this session.

Also, introduced the following Resolution, which was adopted :

Resolved, That the Committee on the Judiciary be, and they are hereby, instructed to inquire into the advisability of amending an Act entitled " An Act to provide for the revision and consolidation of the

Statute Laws of the State of South Carolina," in order to curtail, if possible, the cost of the same, and that they report by Bill, or otherwise, as soon as practicable.

The SPEAKER laid before the House the following communication :

EXECUTIVE DEPARTMENT,

STATE TREASURY OFFICE,

COLUMBIA, S. C., January 18, 1871.

HON. F. J. MOSES, JR., *Speaker House of Representatives* :

SIR: I have the honor to acknowledge the receipt of a copy of a Resolution adopted by the House of Representatives, January 16, 1871, requesting information from the State Treasurer, as to the non-payment of Teachers' salaries upon presentation at this office.

In reply, I would state that these claims have not been made an exception; but, in common with other claims, have been refused, on account of the lack of funds with which to pay them.

Very respectfully, your obedient servant,

(Signed)

NILES G. PARKER,

State Treasurer S. C.

Received as information.

The following members obtained leave of absence for five days each :
Messrs. Dannerly, Moore, Sullivan and Warley.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 27.

IN THE SENATE, COLUMBIA, S. C., January 19, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a message from your House by Messrs. Jones, Bosemon and Hagood, complaining of irregularities by members of a Joint Committee, on the part of the Senate, appointed under a Concurrent Resolution to inquire into certain charges against the Superintendent of the Penitentiary and others, has been received, and the President of Senate had, before your message was received, ruled the consideration of the paper, coming from the Senate portion of said Joint Committee, touching upon the matter referred to said Joint Committee, out of order. The President thinks, however, that the members of the Senate of said Committee labored under a misapprehension as to whether or not it was a Joint Committee to whom the matter was referred, or the Committee, exclusively, of the Penitentiary, on the part of the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,

President of the Senate.

Received as information.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill declaring martial law in various Counties of the State, being the Unfinished Business of yesterday, at the hour of adjournment, was taken up.

A debate ensued, pending which, on motion of Mr. SIMONS, at the hour of 4 P. M., the House adjourned till to-morrow, at 12 M.

FRIDAY, JANUARY 20, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Bill to regulate the manner of drawing Juries ;

A Bill to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the City of Columbia," approved February 26, 1870.

The Bills were read the third time, passed and ordered to be sent to the Senate.

MESSAGE FROM THE SENATE.

Mr. Josephus Woodruff, Clerk of the Senate, appeared and said :

MR. SPEAKER: I am directed by the Senate to present the following :

Ordered, That the Clerk of the Senate inform the House of Representatives that the Senate is in its Chamber, and ready to proceed with the trial of T. O. P. Vernon, Judge of the Seventh Judicial Circuit, and that seats are provided for the accommodation of members.

Mr. WHIPPER moved that the Managers proceed to the Senate, accompanied by the House of Representatives. Agreed to.

The House then, at 12:50 P. M., proceeded to the Senate Chamber.

The House returned to its Hall at 1:50 P. M.

The business of the morning hour was resumed.

Mr. HAGOOD, from the Committee on Charitable and Religious Institutions, reported back a Bill to incorporate the Sons and Daughters of Zion, of the Providence Baptist Church, of Hamburg, S. C., and recommended that the Bill do pass.

On motion of Mr. THOMPSON, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. FROST, from the Committee on Education, reported back the following, and recommended that they do not pass:

A Joint Resolution authorizing the County Commissioners of Darlington County to levy a special tax ;

A Joint Resolution authorizing the County Treasurer to pay teachers' accounts for the term commencing October, 1870 ;

Also, reported favorably on a Bill declaring a tract of land, consisting of one hundred acres, in the County of Fairfield, as escheated to the State, and vest the title to the same in the Trustees of Ridgeway Academy.

On motion of Mr. FERGUSON, the Report was laid on the table to take up the Joint Resolutions and Bill.

The Joint Resolutions and Bill were ordered to lie over for a second reading.

Mr. WHIPPER, from the Committee on Ways and Means, reported on the petition of Messrs. Risley & Creighton, by a Joint Resolution authorizing the State Treasurer to refund Messrs. Risley & Creighton, or either of them, the sum of \$157.87.

Read the first time, and ordered to lie over for a second reading.

Also, reported on a Concurrent Resolution authorizing the State Auditor to instruct the County Treasurers to stay action on all tax executions, by a Joint Resolution suspending certain tax executions.

Read the first time, and ordered to lie over for a second reading.

Mr. A. SMITH, from the Committee on Labor, reported back the following, and recommended that they do not pass :

A Bill to regulate all contracts for farm labor in this State ;

A Bill to amend an Act entitled "An Act to protect laborers and persons working under contract on shares of crops."

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported on a memorial of General Arthur and others, in regard to State Road, by

A Joint Resolution authorizing A. R. Taylor, Henry Arthur and others to continue, for a term of two years, two gates erected by them across the "Old State Road," in Lexington County, at the beginning and terminus of their planting lands.

Read the first time, and ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. J. N. HAYNE introduced

A Joint Resolution to provide for the compensation of the State Librarian.

Read the first time, and referred to the Committee on Legislative Library.

Mr. T. A. DAVIS introduced

A Joint Resolution suspending the writ of *habeas corpus* in various Counties.

Read the first time, and referred to the Committee on Military Affairs.

Mr. HARDY introduced the following Resolution, which, on motion of Mr. L. CAIN, was laid on the table :

Resolved, That when this House adjourns, it stand adjourned until Monday next, at 12 M.

Mr. HURLEY introduced the following Concurrent Resolution, which, on motion of Mr. HUNTER, was laid on the table :

Be it resolved by the House of Representatives, the Senate concurring, That a Joint Committee of the two Houses, consisting of three members of the House and — of the Senate, be appointed to investigate the charges recently published in the New York Sun, and copied in the Charleston Daily News, of January 19, 1871, made against His Excellency Governor R. K. Scott and other officials of the State; and that they report the result of the said investigation at the earliest day practicable.

Mr. HEDGES, pursuant to notice, and by leave, introduced.

A Bill to incorporate the Wadmalaw Light Guard.

Read the first time, and referred to the Committee on Military Affairs.

Mr. HOUGH, pursuant to notice, and by leave, introduced

A Bill to alter the time of the sitting of the Courts of Common Pleas and General Sessions of the Fourth Judicial Circuit of this State.

Read the first time, and referred to the Committee on the Judiciary.

Mr. MADDOCKS, pursuant to notice, and by leave, introduced

A Bill to incorporate the Mission Presbyterian Church, of Summer-ville, S. C.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill authorizing and requiring the State Auditor to cause to be levied and collected a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. KEITH gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to incorporate the Working Men's Mutual Benefit Life Assurance Association of South Carolina.

Mr. SMART, pursuant to notice, and by leave, introduced

A Bill to provide the manner of obtaining the right of way where lands are surrounded by other lands.

Read the first time, and referred to the Committee on the Judiciary.

Also, presented the following accounts:

B. H. Knight, for services as Bursar of the Arsenal Academy for the year 1865 ;

A. W. Kennedy, M. D., for services as Surgeon at the Arsenal Academy for the years 1864 and 1865 ;

W. H. Dial, for bread furnished the Arsenal Academy for the year 1865.

Referred to the Committee on Claims.

Mr. SELLERS, pursuant to notice, and by leave, introduced

A Bill to amend Section 14 of an Act entitled "An Act to organize and govern the militia of the State of South Carolina."

Read the first time, and referred to the Committee on Military Affairs.

Mr. JAMISON introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That the State Treasurer be, and is hereby, required to report to the General Assembly the reason why the appropriations for the support of free schools for the fiscal years 1868 and 1869, also the poll tax for the same, has not been held sacred for the purpose for which it was intended ; also, why the orders of the State Superintendent of Education, issued for the payment of claims of teachers of Counties from which returns of poll tax have been received, are still delayed payment ; said report to be made at once.

Mr. THOMPSON gave notice that he will on to-morrow, or some subsequent day, introduce.

A Bill to incorporate the Columbia Street Railway Company.

Mr. SINGLETON introduced the following Concurrent Resolution, which, on motion of Mr. ELLIOTT, was indefinitely postponed :

Be it resolved by the House of Representatives of the State of South Carolina, the Senate concurring, That a Committee of five on the part of the House, and ——— on the part of the Senate, be appointed to investigate the transactions, books, &c., of the Financial Agent of this State, and with power to send for persons and papers; and said Committee shall sit in session until they are ready to make a full report as required by this Resolution.

Mr. MOBLEY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to prohibit the carrying of unlawful arms by persons not authorized to carry them.

Mr. FROST, pursuant to notice, and by leave, introduced

A Bill to impose upon Clerks of Courts certain duties heretofore performed by Commissioners in Equity.

Read the first time, and referred to the Committee on the Judiciary.

Mr. BRIGGS gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to give the power or make it legal for County Commissioners to bind or indenture pauper children, and to legalize those that have been indentured by them.

PAPER FROM THE SENATE.

The Senate sent to this House

A Bill to incorporate the Rock Hill Hook and Ladder Company.

Read the first time, and referred to the Committee on Incorporations.

The following members obtained leave of absence :

Mr. McDaniels, for ten days ;

Mr. Smart, for seven days ;

Mr. Adamson, for three days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill declaring martial law in various Counties of the State, being the Unfinished Business of yesterday, at the hour of adjournment, was taken up.

On motion of Mr. BOSEMON, the consideration of the Bill was suspended temporarily.

A Senate Joint Resolution for the relief of S. Cochran, T. Cochran, Elizabeth Cochran, Juliana Irvine, Isabella Irvine and Henrietta Irvine, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

The consideration of a Bill declaring martial law in various Counties of the State was renewed.

Mr. JONES moved that the Resolution before the House be suspended, and made the Special Order for Monday next, at 1 P. M.

On this, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 17 ; nays, 56. Not agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, L. Cain, E. Cain, Crews, Gardner, Hardy, James N. Hayne, Hedges, Jamison, Jones, Lee, Logan, Maddocks, Pendergrass, Reedish, Rivers and Singleton.—17.

Those voting in the negative are :

Messrs. Allen, Andell, Barker, Bass, Bosemon, Boston, Briggs, Byas, Cousart, James Davis, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Farr, Ferguson, Frost, Gantt, Goggins, Samuel Greene, Hagood, Harris, Hart, C. D. Hayne, Humbert, Hunter, Hurley, Jervey, Johnston, Keith, Kuh, Lang, T. D. McDowell, Mobley, Myers, Nehemias, O'Connell, Perry, Sellers, Shanklin, R. M. Smith, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, Thompson, Whipper, White, Wilkes, Williams, Wilson and Wofford.—56.

Mr. CREWS moved that the enacting clause of the Bill be stricken out.

A debate ensued, pending which,

Mr. WHIPPER moved that the House do now adjourn.

Not agreed to by a vote, on division, of yeas, 39 ; nays, 41.

Mr. BYAS moved that the Rule requiring 15 minutes to elapse between motions to adjourn be suspended.

Mr. HURLEY moved to lay the motion on the table.

On this Mr. MOBLEY called for the yeas and nays, which were taken and are as follows :

Yeas, 49 ; nays 20. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Barker, Bascomb, Bass, Bosemon, Boston, Briggs, L. Cain, E. Cain, Cousart, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Farr, Gantt, Goodson, Goggins, Hagood, Hardy, Harris, Hart, Humbert, Hunter, Hurley, Jamison, Johnson, Keith, Kuh, Lee, T. D. McDowell, Myers, Nehemias, O'Connell, Pendergrass, Reedish, Rivers, Sellers,

Shanklin, Small, R. M. Smith, Sumpter, Tarlton, Taylor, J. W. Thomas, Thompson and Wilson.—49.

Those voting in the negative are :

Messrs. Andell, Byas, Crews, Jas. Davis, Gardner, Giles, Hedges, Jervoy, Jones, Lloyd, Logan, Mobley, Perry, Ramsay, Singleton, Talbott, Whipper, White, Wilkes and Williams.—20.

A debate ensued, pending which, Mr. BYAS moved that the House do now adjourn.

On this, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows:

Yeas, 27; nays, 33. Not agreed to.

Those voting in the affirmative are :

Messrs. Barker, Boston, Byas, E. Cain, Crews, Doyle, Duncan, Elliott, Farr, Gardner, Goggins, Hedges, Humphries, Lloyd, Mobley, Pendergrass, Ramsay, Reedish, Rivers, Small, Sumpter, Talbott, Tarlton, W. M. Thomas, Whipper, White and Wilson—27.

Those voting in the negative are :

Messrs. Allen, Andell, Bass, Bosemon, Briggs, L. Cain, James Davis, Derrick, Dusenbury, Hardy, Hart, Humbert, Hunter, Hurley, Jamison, Jervoy, Jones, Keith, Logan, T. D. McDowell, Myers, O'Connell, Saunders, Sellers, Shanklin, A. Smith, R. M. Smith, Taylor, J. W. Thomas, Thompson, Wilkes, Williams and Wofford.—33.

The SPEAKER announced that a quorum had not voted.

On motion of Mr. HURLEY, a call of the House was ordered, and sixty members answered to their names.

On motion, the further call was suspended.

On motion of Mr. O'CONNELL, at 5:45 P. M., the House adjourned till to-morrow, at 12 M.

SATURDAY, JANUARY 21, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The Roll was called, and a quorum announced.

Prayer by the Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 9.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, January 21, 1871.

The Honorable the Speaker of the House of Representatives :

SIR: I have the honor to transmit for the consideration of the House of Representatives the enclosed communication of the Attorney-General, in reference to a Bill granting to French subjects the right to possess and hold real and personal property.

Very respectfully,

(Signed)

ROBERT K. SCOTT, Governor.

The Message and accompanying documents were referred to the Committee on the Judiciary.

PETITIONS, RESOLUTIONS, &c.

Mr. C. D. HAYNE introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That this General Assembly do adjourn *sine die* on the 1st day of March, 1871.

Mr. A. SMITH moved to lay the Resolution on the table.

On this Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas 11, nays 76. Not agreed to.

Those voting in the affirmative are :

Messrs. Dennis, J. A. Green, Jackson, Kennedy, Lee, Mobley, Reedish, Rivers, A. Smith, Talbott, Tarlton —11.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen, Andell, Barker, Bascomb, Bosemon, Boston, Briggs, Byas, L. Cain, Cousart, Cowin, Crittenden, J. Davis, T. A. Davis, Derrick, Duncan, Dusenbury, Elliott, Evans, Farr, Frost, Gaither, Gantt, Gardner, Garey, S. Green, Hagood, Harris, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Hough, Hudson, Humbert, Hunter, Hurley, Jervay, Johnson, Jones, Keith, Kuh, Levy, Litchfield. Lloyd, Logan, Milton, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsey, Saunders, Sellers, Shanklin, Simons, Small, Smart, R. M. Smith, Sumpter, Taylor, W. M. Thomas, J. W. Thomas, Whipper, White, Wilkes, Williams, Wilson, Wofford, Yocom—76.

The question being taken on the Resolution, it was agreed to.

Mr. O'CONNELL moved to reconsider the vote just taken.

Mr. FERGUSON moved to lay the motion to reconsider on the table.

On this, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows:

Yeas, 42; nays, 45. Not agreed to.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen, Andell, Bascomb, Bass, Bosemon, Cousart, Crittenden, J. Davis, T. A. Davis, Derrick, Doyle, Dusenbury, Evans, Ferguson, Frost, Hagood, C. D. Hayne, Hough, Humbert, Jervey, Lang, Levy, Litchfield, Lloyd, W. J. McDowell, Myers, Nehemias, Nerland, Pendergrass, Perry, Sellers, Shanklin, R. M. Smith, Sumpter, Tarlton, Taylor, Whipper, Wilkes, Williams, Wilson, and Wofford.—42.

Those voting in the negative are:

Messrs. Barker, Boston, Briggs, Byas, L. Cain, Corwin, Dennis, Elliott, Farr, Gaither, Gantt, Gardner, Garey, S. Greene, J. A. Green, Harris, J. N. Hayne, Hedges, Hunter, Hurley, Jackson, Johnson, Jones, Kennedy, Kuh, Lee, Logan, Maddocks, Milton, Mobley, Mickey, Nuckles, O'Connell, Reedish, Rivers, Saunders, Small, Smart, A. Smith, Talbott, W. M. Thomas, J. W. Thomas, Thompson, White and Yocom.—45.

The question recurred on the motion to reconsider the vote whereby the Resolution to adjourn *sine die* March 1st, 1870, was adopted.

A debate ensued, pending which, at the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Consideration of Report of Committee on Penitentiary on Governor's Message.

Mr. BYAS moved to suspend the consideration of the Special Order until 2 P. M.

Mr. THOMPSON moved to lay the motion on the table.

On this Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 48; nays, 35. Agreed to.

Those voting in the affirmative are:

Messrs. Bascomb, Briggs, L. Cain, Corwin, Cousart, Crittenden, James Davis, Dennis, Derrick, Elliott, Gantt, Hagood, C. D. Hayne, James N. Hayne, Humbert, Hurley, Jackson, Jervey, Johnson, Jones, Keith, Kennedy, Kuh, Lang, Levy, Lloyd, Milton, Mickey, Myers, Nehemias, Nerland, Perry, Reedish, Shanklin, Simons, Small, Smart, A. Smith, Sumpter, Talbott, Tarlton, Taylor, J. W. Thomas, Thompson, Whipper, Wilkes, Williams and Wilson.—48.

Those voting in the negative are:

Messrs. Allen, Andell, Barker, Bass, Bosemon, Boston, Byas, T. A. Davis, Doyle, Dusenbury, Evans, Farr, Ferguson, Gaither, Gardner, S. Greene, J. A. Green, Hough, Hudson, Hunter, Lee, Litchfield, Logan, Maddocks, W. J. McDowell, Mobley, Nuckles, O'Connell, Pendergrass, Rivers, Saunders, Sellers, R. M. Smith, White and Yocom.—35.

The Report was read, received as information, and the various matters referred to in the Report referred to appropriate Committees.

The consideration of the Resolution that the General Assembly adjourn *sine die* March 1, 1871 was renewed.

The motion (by Mr. O'Connell) to reconsider the vote whereby the Resolution was adopted was considered.

A debate ensued, pending which, at the hour of 1:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to provide for the submission of the question of a change of location of the County seat of Barnwell County to the voters of said County.

On motion of Mr. JERVEY, the Special Order was discharged, and made the Special Order for Tuesday, January 24, at 1 P. M.

The consideration of the motion (by Mr. O'Connell) to reconsider the vote by which the House adopted the Concurrent Resolution that the General Assembly adjourn *sine die* March 1, 1871, was renewed.

On the question of agreeing to the motion,

Mr. KEITH called for the yeas and nays, which were taken, and are as follows:

Yeas, 47; nays, 38. Agreed to.

Those voting in the affirmative are:

Messrs. Allen, Andell, Barker, Bascomb, Briggs, Byas, Corwin, Crittenden, Elliott, Evans, Farr, Gaither, Gardner, Harris, Hart, Hough, Hudson, Hurley, Jackson, Johnson, Jones, Kennedy, Kuh, Lee, Levy, Litchfield, Lloyd, Logan, Maddocks, W. J. McDowell, Milton, Mobley, Mickey, Nerland, Nuckles, O'Connell, Reedish, Rivers, Saunders, Simons, Small, Smart, A. Smith, Sumpter, Talbott, Tarlton, J. W. Thomas, Thompson and Yocom.—47.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bass, Bosemon, Boston, Bowley, L. Cain, T. A. Davis, Doyle, Duncan, Dusenbury, Ferguson, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Hedges, Humbert, Hunter, Jervy, Keith, Lang, T. D. McDowell, Myers, Nehemias, Pendergrass, Perry, Sellers, Shanklin, R. M. Smith, Taylor, W. M. Thomas, Whipper, Wilkes, Williams, Wilson and Wofford.—38.

The following paper was presented to be entered on the Journal :

I vote "no" on the motion to reconsider the Resolution to adjourn on 1st of March next, for the reason that we should adjourn at an early day, and thereby save thousands of dollars to the State. It appears that it is the intention of a few men to delay the session unnecessarily. Further, by a continuance of the session over the time specified, it will thereby necessitate the appropriation of thousands of dollars, which the State is not in a condition to assume. Furthermore, I think we should adjourn before the time specified. I am in favor of adjourning on the 1st of February, if possible, and am of the opinion that we can do so if we go to work diligently.

(Signed)

W. R. JERVEY.

On the question of adopting the Concurrent Resolution, and ordering it to be sent to the Senate,

Mr. MOBLEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 46 ; nays, 41. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen, Andell, Bass, Bosemon, Boston, Bowley, L. Cain, T. A. Davis, Doyle, Duncan, Dusenbury, Evans, Frost, S. Greene, Hagood, Hart, C. D. Hayne, J. N. Hayne, Hough, Humbert, Hunter, Hurley, Jervy, Johnson, Keith, Kuh, Lang, Litchfield, T. D. McDowell, Milton, Myers, Nehemias, Pendergass, Perry, Sellers, Shanklin, R. M. Smith, Sumpter, Taylor, W. M. Thomas, Whipper, Wilkes, Williams, Wilson and Wofford.—46.

Those voting in the negative are :

Messrs. Barker, Bascomb, Briggs, Byas, Corwin, Crittenden, Elliott, Farr, Ferguson, Gaither, Gantt, Gardner, Goggins, J. A. Green, Harris, Hedges, Hudson, Jackson, Jones, Kennedy, Levy, Lloyd, Logan, Maddocks, W. J. McDowell, Mobley, Mickey, Nerland, Nuckles, O'Connell, Reedish, Rivers, Saunders, Small, Smart, A. Smith, Talbott, Tarlton, J. W. Thomas, Thompson and Yocom.—41.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A (Senate) Joint Resolution for the relief of S. Cochran, T. Cochran, Elizabeth Cochran, Juliana Irvine, Isabella Irvine and Henrietta Irvine.

The Joint Resolution was read the third time, passed, and ordered to be enrolled.

Mr. J. N. HAYNE, pursuant to notice, and by leave, introduced A Bill to alter and amend the charter of the town of Aiken.

Read the first time, and referred to the Committee on Incorporations.

Mr. MYERS gave notice that on Monday he will ask leave to introduce

A Bill to require the State Treasurer to pay County Treasurers the apportionment of the State school fund for their respective Counties.

Also, introduced the following Resolution, which, on motion of Mr. BOWLEY, was laid on the table:

Resolved, That all Bills and Joint Resolutions which are intended to become a law, shall be presented on or before the 10th day of February next.

Mr. LOGAN gave notice that on Monday next, or as soon thereafter as is practicable, he will introduce

A Bill to provide an indemnity for certain bereaved persons, and for other purposes therein mentioned.

Mr. LEVY introduced the following Resolution, which was adopted:

Resolved, That the petition of J. H. Risley and Risley & Creighton, of Charleston, be recommitted to the Committee on Ways and Means.

Mr. MILTON, pursuant to notice, and by leave, introduced

A Bill to change the name of Ambrose McFadden to Ambrose Alexander McCrae.

Read the first time, and referred to the Committee on the Judiciary.

Mr. KEITH, pursuant to notice, and by leave, introduced

A Bill to incorporate the Workingmen's Mutual Benefit Life Association of South Carolina.

Read the first time, and referred to the Committee on Incorporations.

Mr. HUDSON, pursuant to notice, and by leave, introduced

A Joint Resolution authorizing the County Commissioners of Lancaster County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. REEDISH gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to regulate and apportion the road tax.

Mr. BRIGGS, pursuant to notice, and by leave, introduced

A Bill to authorize the County Commissioners to bind to service illegitimate children, and children of paupers.

Read the first time, and referred to the Committee on the Judiciary.

RRPORT.

Mr. WHIPPER, from the Special Committee on Furnishing the House of Representatives, reported back the account of J. A. J. Derrick, for gas-fitting, and recommended payment.

On motion of Mr. SIMONS, the Report was adopted.

Mr. WHIPPER, Chairman of the Board of Managers of the Im-

peachment of Hon. T. O. P. Vernon, Judge of the Seventh Judicial Circuit, submitted the following, for adoption :

REPLICATION,

By the House of Representatives of the State of South Carolina to the answer and plea of T. O. P. Vernon, Judge of the Seventh Judicial Circuit of the State of South Carolina, to the articles of impeachment exhibited against him by the said House of Representatives.

The House of Representatives of the State of South Carolina having considered the answer and plea of T. O. P. Vernon, Judge of the Seventh Judicial Circuit of the State of South Carolina, to the articles of impeachment against him by them, exhibited in the name of themselves and of all the people of the State, reply that the said T. O. P. Vernon is guilty in such manner as he stands impeached, and that the House of Representatives are ready to prove the same.

The question being taken, the Replication was agreed to.

Mr. WHIPPER introduced the following Resolution, which was adopted :

Resolved, That a message be sent to the Senate by the Clerk of the House informing the Senate that the House of Representatives has adopted a replication to the answer and plea of T. O. P. Vernon, Circuit Judge of the Seventh Judicial Circuit of South Carolina, to the articles of impeachment exhibited against him, and that the same will be presented to the Senate by the Managers on the part of the House.

Also, the following Resolution :

Resolved, That the witnesses summoned by the Board of Managers of the House of Representatives, in the matter of the impeachment of Judge T. O. P. Vernon, be paid their actual expenses and three (3) dollars per day for the time necessarily detained ; and that the Clerk of the House of Representatives is hereby authorized to draw his certificate for one thousand dollars for that purpose ; and the Treasurer of the State is hereby authorized to pay the same out of any funds not otherwise appropriated.

Mr. CRITTENDEN moved to amend the Resolution by striking out the words "their actual expenses and" and inserting after the word "day" the words "ten cents per mile." Agreed to.

The Resolution, as amended, was adopted.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill declaring martial law in various Counties of the State, being

the unfinished business of yesterday, at the hour of adjournment, was taken up.

The motion (by Mr. Crews) to strike out the enacting clause was considered.

A discussion ensued, pending which,

Mr MOBLEY moved that the further consideration of the Bill be postponed, and made the Special Order for Wednesday, January 25th, at 1:30 P. M. Agreed to.

On motion of Mr. THOMPSON, at 3:15 P. M., the House adjourned till Monday next, at 12 M.

MONDAY, JANUARY 23, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Saturday was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. JONES, from the Committee on Incorporations, reported on a Bill to renew the charter of the Protestant Episcopal Church, of Greenville, and a Bill to renew the charter of Trustees of Fairview Church, in the County of Greenville, by

A Bill to renew and amend the charter of certain religious associations heretofore granted.

Read the first time, and ordered to lie over for a second reading.

Also, reported back the following, and recommended that the same do pass:

A Senate Bill to incorporate the Young Men's Brotherly Association ;

A Bill to incorporate the Mechanics' Union Society, No. 1, of the city of Charleston ;

A Bill to incorporate the Gowensville Lodge, No. 107, A. F. M., of the State of South Carolina ;

A Bill to incorporate the Young Men's Africanus Debating Club.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Bill to incorporate the Whipper Guards, of Christ Church Parish.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Mr. HEDGES, from the Committee on Commerce, reported back a Bill to authorize E. F. English to build a wharf and collect wharfage, at Port Royal City, and recommended that the same do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES introduced

A Joint Resolution authorizing the County Commissioners of Anderson County to alter the time for performing labor on the roads therein during the year 1871.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. MYERS, pursuant to notice, and by leave, introduced

A Bill to require the State Treasurer to pay to County Treasurers the apportionment of the State School Fund belonging to their respective Counties, and for other purposes.

Read the first time, and referred, by request, to the Committee on the Judiciary.

Mr. A. SMITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal Sections 279 and 280 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State," approved March 1, 1870.

Mr. LEVY presented a petition for the renewal of lost bonds.

Referred to the Committee on Ways and Means.

Mr. GAREY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize and empower the County Commissioners of Kershaw County to levy a special tax to erect school houses in said County.

Mr. HENDERSON, pursuant to notice, and by leave, introduced

A Bill to empower the County Commissioners of Newberry County to establish and build a school house in the town of Maybinton, in said County.

Read the first time, and referred to the Committee on Education.

the unfinished business of yesterday, at the hour of adjournment, was taken up.

The motion (by Mr. Crews) to strike out the enacting clause was considered.

A discussion ensued, pending which,

Mr MOBLEY moved that the further consideration of the Bill be postponed, and made the Special Order for Wednesday, January 25th, at 1:30 P. M. Agreed to.

On motion of Mr. THOMPSON, at 3:15 P. M., the House adjourned till Monday next, at 12 M.

MONDAY, JANUARY 23, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Saturday was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. JONES, from the Committee on Incorporations, reported on a Bill to renew the charter of the Protestant Episcopal Church, of Greenville, and a Bill to renew the charter of Trustees of Fairview Church, in the County of Greenville, by

A Bill to renew and amend the charter of certain religious associations heretofore granted.

Read the first time, and ordered to lie over for a second reading.

Also, reported back the following, and recommended that the same do pass:

A Senate Bill to incorporate the Young Men's Brotherly Association ;

A Bill to incorporate the Mechanics' Union Society, No. 1, of the city of Charleston ;

A Bill to incorporate the Gowensville Lodge, No. 107, A. F. M., of the State of South Carolina ;

A Bill to incorporate the Young Men's Africanus Debating Club.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Bill to incorporate the Whipper Guards, of Christ Church Parish.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Mr. HEDGES, from the Committee on Commerce, reported back a Bill to authorize E. F. English to build a wharf and collect wharfage, at Port Royal City, and recommended that the same do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES introduced

A Joint Resolution authorizing the County Commissioners of Anderson County to alter the time for performing labor on the roads therein during the year 1871.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. MYERS, pursuant to notice, and by leave, introduced

A Bill to require the State Treasurer to pay to County Treasurers the apportionment of the State School Fund belonging to their respective Counties, and for other purposes.

Read the first time, and referred, by request, to the Committee on the Judiciary.

Mr. A. SMITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal Sections 279 and 280 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State," approved March 1, 1870.

Mr. LEVY presented a petition for the renewal of lost bonds.

Referred to the Committee on Ways and Means.

Mr. GAREY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize and empower the County Commissioners of Kershaw County to levy a special tax to erect school houses in said County.

Mr. HENDERSON, pursuant to notice, and by leave, introduced

A Bill to empower the County Commissioners of Newberry County to establish and build a school house in the town of Maybinton, in said County.

Read the first time, and referred to the Committee on Education.

Mr. DOYLE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend Section 5, of Article X, of the Constitution of this State.

Also,

A Bill declaring the children of Anna Smith, deceased, of Oconee County, legitimate, and vesting in them the title of certain lands.

Mr. SHANKLIN gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill rechartering Maxwell's Bridge, across Seneca River, in Oconee County.

Mr. HAGOOD gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal Section 338 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State," approved March 1, 1870.

Mr. SIMONS gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to provide for certain improvements on the State House and Grounds.

Mr. MOBLEY, pursuant to notice, and by leave, introduced

A Bill to prohibit the willful and malicious carrying of deadly weapons.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WHIPPER introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That the Keeper of the State House, Adolph Feininger, be, and he is hereby, authorized to purchase fifty (50) tons of coal for the use of the General Assembly and officers of State.

PAPERS FROM THE SENATE.

The Senate sent to the House a Bill to regulate the tenure of certain civil offices.

Read the first time, and referred to the Committee on the Judiciary.

Also, a Bill to charter the town of Hamburg.

Read the first time, and referred to the Committee on Incorporations.

A Bill to incorporate the town of Florence.

Read the first time, and referred to the Committee on Incorporations.

Also, returned, with concurrence, a Resolution that no person shall hold or receive pay for services in any two departments connected with the General Assembly.

Also, returned, with concurrence, a Resolution that the General Assembly do adjourn *sine die* March 1, 1871.

Also, returned, with concurrence, a Resolution requiring certain Reports from the State Treasurer, relative to Poll Tax, &c.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 10.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, January 23, 1870.

Hon. Speaker of the House of Representatives:

SIR: I have the honor to inform you that the following Acts and Joint Resolutions have been approved and signed, to wit:

Joint Resolution authorizing the State Librarian to cause to be prepared an index to Volume 14 of the Statutes of this State.

Approved and signed December 19, 1870.

An Act to extend the time for officers to qualify.

Approved and signed December 21, 1870.

Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes.

Approved and signed 22d day of December, 1870.

An Act to vest the title of the State to a lot of land in the village of Orangeburg, of which Diedrich Klepping died seized, in the purchaser, or purchasers, who shall pay for the premises under a sale made by a decree of the Probate Court of Charleston County, and to direct the application of the proceeds of sale.

Approved and signed 23d December, 1870.

Joint Resolution authorizing the State Auditor to suspend proceedings in certain cases.

Approved January 14, 1871.

An Act to re-charter the Pumpkintown Turnpike Road, in Pickens County.

Approved and signed January 23d, 1871.

An Act supplementary to an Act entitled "An Act to authorize administrators, executors and other fiduciaries to sell certain evidence of indebtedness at public sale, and to compromise in certain cases."

Approved and signed January 23d, 1871.

An Act to incorporate the Hedges Light Guards, of Edisto, South Carolina.

Approved and signed January 23d, 1871.

Very respectfully,
(Signed) ROBERT K. SCOTT, Governor.

Mr. Jackson obtained leave of absence for 7 days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to amend an Act entitled "An Act to regulate the fees of Probate Judges, Clerks of Courts, Trial Justices, Magistrates, and other officers therein mentioned, was taken up.

The Bill was put upon its second reading.

Mr. BYAS moved to amend Section 1 by striking out, in fourth line, the word "eight," and inserting in lieu thereof the word "six."

On the question of adopting the amendment,

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 37 ; nays, 38. Not adopted.

Those who voted in the affirmative are :

Messrs. Allen, Bascomb, Bass, Boston, Byas, L. Cain, Corwin, Coursart, T. A. Davis, Derrick, Doyle, Dusenbury, Elliott, Evans, Farr, Gantt, Gardner, Goggins, S. Greene, Hough, Johnson, Kuh, Lang, Litchfield, W. J. McDowell, Mead, Mobley, Nuckles, O'Connell, Reedish, Small, R. M. Smith, Talbott, J. W. Thomas, White, Wofford and Yocom.—37.

Those who voted in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Andell, Bryan, Duncan, Ferguson, Frost, Hagood, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humbert, Hunter, Jackson, Jervay, Jones, T. D. McDowell, Milton, Mickey, Myers, Nerland, Pendergrass, Perry, Rivers, Saunders, Sellers, Shanklin, Simons, Sumpter, Tarlton, Taylor, W. M. Thomas, Thompson, Wilkes, Williams and Wilson.—38.

The amendment recommended by the Committee to Section 2, as follows : by adding to the Section the words "as other jurors are now paid," was adopted.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution directing that the fund known as the Canby School Fund, remaining in the hands of County Treasurers, be appropriated to the Free School Fund, was taken up.

The amendment recommended by the Committee to strike out all after the word "appropriated," and insert the following to the Resolution : "For the payment of teachers' claims in the several Counties, for the fiscal year commencing November 1, 1869 ; and any unexpended balance of the same shall be applied to the Free School Fund of said Counties," was adopted.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to regulate the appointment, jurisdiction and duties of Notaries Public, was taken up.

The amendment recommended by the Committee to Section 1, as follows: by striking out on third line the words "for the time being," and inserting in lieu thereof the word "and," was adopted.

The Bill was read the second time, and ordered to be engrossed.

A Bill to amend the charter of the Columbia Building and Loan Association was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Logan Fusileers, of the Parish of St. Thomas and St. Dennis, Charleston County, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution asking that Hon. J. L. Orr, Judge of the Eighth Judicial Circuit, be allowed extra compensation for holding extra Courts, was taken up.

The amendment recommended by the Committee to Section 1, by inserting between the words "compensation" and "for" the words "of eight hundred dollars," and inserting between the words "allowed" and "extra" the word "an," was adopted.

On the question of passing Section 1 to a third reading, Mr. HOUGH called for the yeas and nays, which were taken, and are as follows:

Yeas, 61; nays, 15. Agreed to.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bascomb, Bowley, Briggs, Bryan, Byas, Corwin, Cousart, Crews, Doyle, Duncan, Farr, Ferguson, Frost, Gaither, Gantt, Gardner, Garey, Goggins, S. Greene, Hagood, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Hudson, Humbert, Hunter, Jackson, Johnson, Jones, Kuh, Lee, Levy, T. D. McDowell, W. J. McDowell, Milton, Mickey, Myers, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Rivers, Saunders, Shanklin, Small, R. M. Smith, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Whipper, Wilkes, Williams and Wilson.—61.

Those voting in the negative are:

Messrs. Allen, Bass, Derrick, Dusenbury, Evans, Hough, Jervey, Litchfield, Lloyd, Mead, Mobley, Reedish, A. Smith, White and Wofford.—15.

On motion of Mr. WHIPPER, the title was amended by striking out the word "asking," and inserting, in lieu thereof, the word "ordering."

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to incorporate the Saving, Building and Loan Association, of South Carolina, was taken up.

On motion of Mr. JONES, the consideration of the Bill was postponed, and made the Special Order for to-morrow, at 2 P. M.

A Senate Bill to repeal so much of an Act of 1839 as prohibits the Clerks of the Courts of the State from acting as attorneys and solicitors in the Courts of the State, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to provide for the appointment of an additional Flour Inspector for the city of Charleston was taken up.

On motion of Mr. JONES, the enacting clause of the Bill was stricken out.

A Bill to protect the rights of parents, and to prevent the procuring and carrying from the State persons under the age of twenty-one years was taken up.

On motion of Mr. WILSON, Section 1 was amended by inserting between the words "minor" and "or," on the fourth line, the words "from and after notice from the parents or guardians that payment for such service shall be made to him or them, as the case may be."

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Salamander Hook and Ladder Company, of Georgetown, S. C., was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution authorizing A. R. Taylor, Henry Arthur, and others, to continue, for a term of years, two gates erected by them across the old State Road, in Lexington County, at the beginning and terminus of their planting land, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to authorize the purchase for the State of a manuscript compilation of the Penal Statutes of the State, made by E. B. Seabrook, Esq., of the Charleston bar, was taken up.

The second reading of the Bill was continued.

Mr. LEE moved to amend Section 1 by striking out, in the 5th line, the word "one" before "thousand," and insert in lieu thereof the word "two."

On this, Mr. MOBLEY called for the yeas and nays, which were taken, and are as follows:

Yeas, 29; nays, 49. Not adopted.

Those voting in the affirmative are:

Messrs. Andell, Bascomb, Boston, Corwin, Cousart, Crews, Jas. Davis, Farr, Ferguson, Frost, Gardner, Hagood, C. D. Hayne, J. N. Hayne, Hedges, Johnson, Lee, Levy, T. D. McDowell, Mickey, Nerland, Perry, Reedish, Rivers, A. Smith, Sumpter, Whipper, Wilkes and Yocom.—29.

Those voting in the negative are :

Messrs. Allen, Bass, Bowley, Briggs, Byas, Crittenden, T. A. Davis, Derrick, Doyle, Dusenbury, Elliott, Evans, Gaither, Gantt, Garey, Goggins, S. Greene, Harris, Hart, Henderson, Holmes, Hough, Hudson, Humbert, Hunter, Jervay, Kuh, Lang, Lloyd, W. J. McDowell, Mead, Milton, Mobley, Myers, Nuckles, O'Connell, Pendergrass, Saunders, Shanklin, Small, R. M. Smith, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, White, Williams, Wilson and Wofford.—49.

Mr. HOUGH moved to strike out the enacting clause.

A discussion ensued, pending which

Mr. MOBLEY moved that the House do now adjourn.

Agreed to by a vote, on division, of yeas, 38 ; nays, 24.

The House then, at 3:30 P. M., adjourned till to-morrow at 12 M.

TUESDAY, JANUARY 24, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. LEE, from the Committee on County Offices and Officers, reported on a Resolution relative to the pay of County Commissioners by a Bill to regulate and fix the salaries of the County Commissioners of the various Counties, and for other purposes.

Read the first time, ordered to be printed, and to lie over for a second reading.

Mr. GARDNER, from the Committee on Military Affairs, reported back the following, and recommended that they do pass :

A Bill to prohibit disguises ;

A Bill to incorporate the Wadmalaw Light Guard ;

A Bill to incorporate the Thomas' Guards, of Green Pond, Colleton County.

Also, reported back the following, and recommended that they do not pass :

A Joint Resolution suspending the writ of *habeas corpus* in various Counties ;

A Joint Resolution declaring various Counties insurrectionary ;

A Bill to amend Section 14 of an Act entitled "An Act to organize and govern the militia of the State of South Carolina ;"

A Joint Resolution to authorize the Governor to call out the militia in the County of Abbeville, and for other purposes.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills and Joint Resolutions.

The Bills and Joint Resolutions were ordered to lie over for a second reading.

Mr. WHIPPER, from the Committee on Ways and Means, reported back the following, and recommended that they do not pass :

A Joint Resolution to authorize the County Commissioners of Edgefield County to levy a special tax ;

A Bill to provide for the maintenance of the public schools of the city of Charleston, and to make an appropriation to pay teachers for services rendered ;

A Bill to enforce the collection of the poll tax.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills and Joint Resolution.

The Bills and Joint Resolution were ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES gave notice that on to-morrow, or as soon thereafter as practicable, he will ask leave of the House to introduce the following Bills :

A Bill to regulate proceedings for the removal of public officers by impeachment.

A Bill to regulate proceedings for the removal of civil officers otherwise than by impeachment.

A Bill to renew the incorporation of Walnut Grove Baptist Church, in Abbeville County.

Mr. C. D. HAYNE presented the Report and account of the Sergeant-at-Arms, for furnishing the Committee Rooms.

Mr. JERVEY moved to refer to the Special Committee on Furnishing the House of Representatives.

Mr. JAMISON moved to indefinitely postpone the motion to refer, and on this he called for the yeas and nays, which were taken, and are as follows :

Yeas, 24; nays, 66. Not agreed to.

Those voting in the affirmative are :

Messrs Briggs, L. Cain, E. Cain, Doyle, Farr, Gaither, Goggins, Hart, Humbert, Jamison, Keith, Lang, Litchfield, W. J. McDowell, Mead, Miles, Mobley, Nuckles, Ramsay, Sumpter, J. W. Thomas, Wallace, White and Yocom—24.

Those voting in the negative are :

Messrs. Allen, Andell, Bass, Boston, Bowley, Bryan, Byas, Corwin, Crews, Crittenden, J. Davis, T. A. Davis, Dennis, Derrick, Duncan, Dusenbury, Elliott, Ellison, Evans, Ferguson, Frost, Gantt, Gardner, Garey, Goodson, S. Greene, J. A. Green, Guffin, Hagood, Hardy, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Humphries, Hunter, Hurley, Jervey, Jones, Kennedy, Kuh, Lee, Levy, Lloyd, Logan, Lyle, Maddocks, T. D. McDowell, Mickey, Myers, Nerland, Pendergrass, Rivers, Saunders, Shanklin, Small, A. Smith, R. M. Smith, Tarlton, Taylor, Thompson, Wilkes, Williams, Wilson and Wofford—66.

A discussion ensued, pending which, the Sergeant-at-Arms announced a

MESSAGE FROM THE SENATE.

Mr. Josephus Woodruff, Clerk of the Senate, appeared and said :

MR. SPEAKER: The Senate has directed me to lay before your honorable body the following order:

Ordered, That the Clerk of the Senate inform the House of Representatives that the Senate is in its Chamber, and ready to proceed with the trial of T. O. P. Vernon, Judge of the Seventh Judicial Circuit, and invites the presence of the Managers and members of the House of Representatives.

The consideration of the Report and account of the Sergeant-at-Arms, was renewed.

A further discussion ensued, pending which, the Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 11.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, January 24, 1871.

To the Honorable Speaker of the House of Representatives.

SIR: I have the honor to state that I have received the resignation of Hon. T. O. P. Vernon, Judge of the Seventh Judicial Circuit, who is now

being tried by the Honorable the Senate of South Carolina, on charges preferred by the House of Representatives.

Believing that in the acceptance of his resignation will be accomplished all that can be desired by the House of Representatives, and that you will concur and withdraw the charges,

(Signed) Very respectfully,

ROBERT K. SCOTT,
Governor.

On motion of Mr. WHIPPER, received as information.

Mr. WHIPPER introduced the following Resolution, which was adopted :

Resolved by the House of Representatives, That the Governor be, and he is hereby, requested to accept the resignation of T. O. P. Vernon, Judge of the Seventh Judicial Circuit of South Carolina.

The consideration of the Report and account of the Sergeant-at-Arms was resumed.

A further discussion ensued, pending which, the Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 12.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, January 24, 1871.

To the Honorable the Speaker of the House of Representatives:

SIR: I have the honor to inform you that I have this day accepted the resignation of the Hon. T. O. P. Vernon, Judge of the 7th Judicial Circuit, in accordance with the Resolution of your honorable body to that effect.

(Signed) Very respectfully,

ROBERT K. SCOTT,
Governor.

Received as information.

On motion of Mr. WHIPPER, the business before the House was suspended, to allow the introduction of a Resolution.

Mr. WHIPPER then introduced the following Preamble and Resolution :

Whereas this House has been officially informed that T. O. P. Vernon, Judge of the Seventh Judicial Circuit, has resigned his position as Judge aforesaid; therefore,

Resolved, That this House instruct the Clerk to notify the Senate of the same, and also instruct the Managers of the Impeachment of T. O. P. Vernon to ask leave of the Senate to withdraw the Articles of Impeachment against T. O. P. Vernon.

SPECIAL ORDER FOR 1 P. M.

A Bill to provide for the submission of the question of a change of location of the County seat of Barnwell County, to the voters of said County.

On motion of Mr. LEE, the consideration of the Special Order was suspended until the conclusion of the business of the morning hour.

The consideration of the Report and account of the Sergeant-at-Arms was renewed.

On the question of referring the Report and accounts to the Special Committee on Furnishing the Hall of the House of Representatives, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows:

Yeas, 21; nays, 70. Not agreed to.

Those voting in the affirmative are:

Messrs. Byas, Dennis, Ferguson, Gantt, Gardner, C. D. Hayne, Hurley, Jervey, Johnson, Jones, Kennedy, Lee, Lyle, T. D. McDowell, Myers, Nerland, Pendergrass, Rivers, R. M. Smith, Whipper and Wofford.—21.

Those voting in the negative are:

Messrs. Allen, Bowley, Briggs, Bryan, L. Lain, E. Cain, Corwin, Cousart, Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ellison, Evans, Farr, Gaither, Garey, Goggins, S. Greene, J. A. Green, Hagood, Hardy, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jamison, Keith, Lang, Levy, Litchfield, Logan, W. J. McDowell, Mead, Miles, Milton, Mobley, Mickey, Nuckles, Ramsay, Saunders, Sellers, Shanklin, Simons, Small, A. Smith, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, White, Wilkes, Williams, Wilson and Yocom.—70.

Mr. THOMPSON moved that the further consideration of the Report be postponed, and be made the Special Order for to-morrow, at 1 P. M. Agreed to.

Mr. C. D. HAYNE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to renew the charter of the town of Bamberg, in the County of Barnwell.

Mr. J. N. HAYNE, pursuant to notice, and by leave, introduced

A Bill to incorporate the Benniker Camp Meeting Society.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. S. GREENE, pursuant to notice, and by leave, introduced
A Bill to establish Big House Ferry, in Beaufort County, S. C.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. A. SMITH, pursuant to notice, and by leave, introduced

A Bill to repeal Sections 279 and 280 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State," approved March 1, 1870.

Read the first time, and referred to the Committee on the Judiciary.

Mr. LEVY introduced the following Preamble and Resolution:

Whereas it is a matter of general report that a heavy expenditure has been incurred in fitting up the House of Representatives and Committee rooms attached thereto in the new State Capitol, entailing an enormous expense upon the people of this State in their present impoverished condition; and whereas it should be the duty of this General Assembly, in performing their obligations to their constituents, to economize and retrench all unnecessary expenditures; therefore,

Be it resolved, That the Committee on Contingent Accounts, to whom the various Bills for the above stated purpose have been referred, look carefully into the matter, report without delay to this House, and show by what, or by whose authority, this lavish expenditure has been incurred, the *disposition* of said furniture, as *itemized* by the various Bills, and *where deposited*, if any in excess of that in rooms above named.

Be it further resolved, That, in consequence of this attempt to coerce the State through its Legislature in approving these enormous expenses, the Supervisor of refitting the hall and rooms above named be required, under oath, to strictly account to this Committee for any and all the furniture heretofore used in the House of Representatives and now replaced by the present extravagant and shameful outlay of money.

Be it further resolved, That as the various Counties here represented are each and all, by direct taxation, expected to furnish their proportion in liquidation of this debt, a Committee, consisting of one from each County delegation, be appointed by the Speaker to investigate and report upon this uncalled-for and unnecessary expense.

Mr. LEE moved to lay the Resolution on the table. Not agreed to.

On the question of adopting the Resolution, Mr. JONES called for the yeas and nays, which were taken, and are as follows:

Yeas, 78; nays, 7. Adopted.

Those voting in the affirmative are:

Messrs. Allen, Bass, Boston, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Crittenden, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ellison, Evans, Farr, Gaither, Gantt, Garey, Goggins,

Samuel Greene, Hagood, Hardy, Hart, James N. Hayne, Hedges, Hudson, Humbert, Humphries, Hunter, Hurley, Jamison, Jervey, Johnston, Keith, Kennedy, Kuh, Lang, Levy, Litchfield, Logan, Lyle, W. J. McDowell, Mead, Miles, Milton, Mobley, Mickey, Myers, Nuckles, Pendergrass, Ramsay, Saunders, Sellers, Shanklin, Singleton, Abraham Smith, R. M. Smith, Sumpter, Tarlton, Taylor, William M. Thomas, J. W. Thomas, Thompson, Whipper, White, Wilkes, Williams, Wilson, Wofford and Yocom.—78.

Those voting in the negative are:

Messrs. Dennis, Ferguson, Gardner, Jones, Lee, Nerland and Rivers.—7.

The SPEAKER announced that, under the Resolution just adopted, no provision had been made for the reference of accounts for furnishing the Hall of the House of Representatives.

Mr. BYAS moved that a Special Committee of seven be appointed, to whom shall be referred accounts for furnishing House of Representatives. Agreed to.

Mr. WHIPPER, pursuant to notice, and by leave, introduced

A Bill to amend the charter of the Port Royal Railroad Company, and to authorize and provide for a subscription by the State to the same, and to extend the time for the completion of the road.

Read the first time, and referred to the Committee on Railroads.

Mr. DENNIS presented the account of W. E. Rose against the House of Representatives.

Laid over to be referred to Special Committee, when appointed.

Mr. HEDGES, pursuant to notice, and by leave, introduced

A Bill to incorporate the Edisto Light Guards.

Read the first time, and referred to the Committee on Military Affairs.

Mr. LOGAN, pursuant to notice, and by leave, introduced

A Bill to provide an indemnity for certain bereaved persons, and for other purposes.

Read the first time, and referred to the Committee on the Judiciary.

Mr. KENNEDY gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to incorporate the town of Graniteville.

Mr. HENDERSON gave notice that on to-morrow, or as soon as practicable, he will introduce

A Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools for the State of South Carolina."

Mr. DOYLE, pursuant to notice, and by leave, introduced

A Bill to amend Section 5 of Article X of the Constitution of this State.

Read the first time, and referred to the Committee on the Judiciary.

Also, a Bill to confer the rights of legitimacy on certain children.

Read the first time, and referred to the Committee on the Judiciary.

Mr. HAGOOD, pursuant to notice, and by leave, introduced

A Bill to repeal Section 338 of an Act entitled "An Act to revise, simplify and abridge the Rules, Practice, Pleadings and Forms of the Courts of this State."

Read the first time, and referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to supply the deficiency in the appropriation for the support and maintenance of Free Schools for 1870.

Read the first time, and referred to the Committee on Education.

Also, returned, with concurrence, a Resolution for appointment of a Special Joint Committee to investigate and report as to disposition of \$4,000,000 of Blue Ridge Railroad bonds.

Also, the following:

MESSAGE FROM THE SENATE, No. 28.

IN THE SENATE, COLUMBIA, S. C., January 23, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that Messrs. Corbin and Nash have been appointed a Committee on the part of the Senate, pursuant to Concurrent Resolution, to inquire as to disposition of bonds of Blue Ridge Railroad Company, endorsed by the Comptroller General.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

Mr. Maddocks obtained leave of absence for 5 days.

Mr. JERVEY moved a reconsideration of the vote whereby the House adopted a Resolution to appoint a Committee of thirty-one to investigate the expenses of fitting up the hall of the House of Representatives. Agreed to.

The Resolution was taken up.

Mr. LEVY moved to amend by striking out Section 1.

Mr. BYAS moved to postpone the consideration of the amendment until January 27th.

Mr. JAMISON moved to indefinitely postpone the motion to postpone.

A discussion ensued, pending which, at 3 P. M., on motion of Mr. C. D. HAYNE, the House adjourned till to-morrow, at 12 M.

WEDNESDAY, JANUARY 25, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. SAMUEL NUCKLES.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BYAS, from the Committee on Claims, reported back the following, and recommended payment :

Account (\$39.45) of B. Erwin, for services rendered as teacher during fiscal year ending October 31, 1869 ;

Account (\$106.00) of F. H. Frost, late School Commissioner of Williamsburg County, for mileage incidental to attendance at meetings of the State Board of Education.

On motion of Mr. THOMPSON, the report was adopted, and ordered to be sent to the Senate.

Also, reported back account (\$625.00) of John H. Livingston, for building school houses in Orangeburg County, and recommended payment.

Mr. JAMISON moved that the recommendation contained in the report be adopted.

Mr. R. M. SMITH moved that the consideration of the motion to adopt be indefinitely postponed. Agreed to.

Mr. MOBLEY moved to recommit the report to the Committee on Claims, with instructions to retain the same.

On motion of Mr. CRITTENDEN, the whole matter was laid on the table.

Mr. BRIGGS, from the Committee on Agriculture, reported back the following, and recommended that they do pass :

A Senate Bill to repeal an Act entitled " An Act to establish a Bureau of Agricultural Statistics for the encouragement of industrial enterprises, and to invite capital for the development of the resources of the State;"

A Bill to provide for a physicians' lien upon crops.

Also, reported unfavorably upon the following :

A Bill to provide State aid to the indigent planters of Kershaw County ;

A Joint Resolution requiring the County Commissioners of Charleston to establish a farm for the poor.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bills and Joint Resolution.

The Bills and Joint Resolution were ordered to lie over for a second reading.

Mr. HAGOOD, from the Committee on Charitable and Religious Institutions, reported back a Bill to incorporate the Mission Presbyterian Church, of Summerville, S. C., and recommended that it do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES, pursuant to notice, and by leave, introduced the following :

A Bill to recharter the Walnut Grove Baptist Church, in the County of Abbeville, S. C.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

A Bill to regulate proceedings for the removal of public officers by impeachment.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to provide for the removal of civil officers otherwise than by impeachment.

Read the first time, and referred to the Committee on the Judiciary.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill forming a new County out of portions of the Counties of Abbeville, Anderson, Greenville and Laurens, with the Court House at Honea Path.

On motion of Mr. WILKES, the Rule requiring one day's notice to be given of the introduction of Bills was suspended temporarily.

Mr. WILKES then, by leave, introduced

A Bill to facilitate the punishment of crime.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WHIPPER introduced the following Resolution :

Whereas, Christopher Green and Gilbert Sheppard were legally appointed as Managers of Election at the Lady's Island Precinct, Beaufort County, S. C., were tried and convicted at the January term of the United States District Court, (His Honor Judge Bryan presiding,) on a charge of "neglect of duty as Managers of Election," and were sentenced as follows, to-wit: Christopher Green to six months' imprisonment and two hundred dollars fine, and Gilbert Sheppard to nine months' imprisonment; and, whereas, it is alleged that the findings in this case are not in accordance with the evidence, and four (4) of the jurors before whom the said case was tried having made affidavits that they never consented to the verdict of guilty; therefore, be it

Resolved, That the House of Representatives do respectfully request His Excellency the President of the United States to pardon the said Christopher Green and Gilbert Sheppard.

On the question of adopting to the Resolution Mr. HUNTER called for the yeas and nays, which were taken, and are as follows :

Yeas, 63; nays, 25. Adopted.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Andell, Bascomb, Berry, Bosemon, Boston, Bryan, Byas, L. Cain, E. Cain, Cousart, Crews, Dannerly, T. A. Davis, Dennis, Ellison, Farr, Ferguson, Gaither, Gantt, Garey, Goggins, S. Greene, Guffin, Harris, Hart, C. D. Hayne, James N. Hayne, Henderson, Humbert, Humphries, Hurley, Jervey, Johnson, Lang, Lee, Levy, Lloyd, Logan, Maddocks, T. D. McDowell, Milton, Mobley, Mickey, Myers, Nerland, Nuckles, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, Singleton, Small, A. Smith, R. M. Smith, Sumpter, Tarlton, J. W. Thomas, Thompson, Wallace and Whipper.—63.

Those voting in the negative are:

Messrs. Allen, Bass, Briggs, Corwin, Crittenden, Derrick, Doyle, Evans, Goodson, Hagood, Hardy, Hedges, Hunter, Keith, Litchfield, Lyle, Miles, Sellers, Shanklin, Talbott, Taylor, Wilkes, Williams, Wilson and Wofford.—25.

The following paper was presented, to be entered on the Journal :

I vote "no" upon the Resolution, because I think that when a man has been tried and convicted by a Court that the Legislature should not recommend anything to the President. If the jury did not agree, they

(the prisoners) could have appealed, and would, I have no doubt, have had a new trial granted.

(Signed)

ÆSOP GOODSON.

Mr. DENNIS introduced the following Resolution :

Resolved, That the Speaker of this House be directed to draw a certificate on the State Treasurer for the per diem and mileage of Daniel Kinsler, late a member of this House from Lexington, during his term of service, and that the said certificate be drawn in favor of Henry and Edward Kinsler, brothers of the deceased, for benefit of his legal heirs.

Mr. BYAS moved to amend by striking out the words "during his time of service," and inserting in lieu thereof the words "until his seat is filled."

On this Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 50; nays, 36. Adopted.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Berry, Bosemon, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Dannerly, T. A. Davis, Dennis, Ellison, Ferguson, Gaither, Garey, Goggins, Hardy, Harris, J. N. Hayne, Henderson, Hudson, Humbert, Humphries, Hunter, Jamison, Johnson, Jones, Kennedy, Lang, Lee, Levy, Lloyd, Logan, Mickey, Nerland, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Singleton, Small, A. Smith, Sumpter, Talbott, Tarlton, Wallace and White.—50.

Those voting in the negative are :

Messrs. Allen, Bascomb, Bass, Bowley, Briggs, J. Davis, Doyle, Evans, Farr, Gantt, Goodson, S. Greene, Hagood, Jervy, Keith, Kuh, Litchfield, Lyle, Maddocks, W. J. McDowell, Mead, Miles, Mobley, Myers, Nuckles, O'CONNELL, Sellers, Shanklin, R. M. Smith, Taylor, W. M. Thomas, Thompson, Whipper, Wilkes, Williams and Wilson.—36.

The Resolution, as amended, was adopted.

Mr. HEDGES, pursuant to notice, and by leave, introduced

A Bill to authorize the School Trustees of Edisto Island to build a school house at Wrightsville.

Read the first time, and referred to the Committee on Education.

SPECIAL ORDER FOR 1:30 P. M.

A Bill declaring martial law in various Counties.

On motion of Mr. JAMISON, the Special Order was suspended until the conclusion of the business of the morning hour.

Mr. JERVEY, pursuant to notice, and by leave, introduced

A Bill to incorporate the village of St. Stephens.

Read the first time, and referred to the Committee on Incorporations.
Mr. DENNIS introduced the following Resolution, which,
On motion of Mr. C. D. HAYNE, was laid on the table.

Resolved by the House of Representatives of the State of South Carolina, now in session, That a Committee of three be appointed to sell at public auction, or otherwise, the old unused furniture, formerly required in furnishing the former hall of the House of Representatives, and account to this House for the same.

Mr. W. M. THOMAS, pursuant to notice, and by leave, introduced
A Bill to incorporate the Columbia, Walterboro and Yemassee Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Mr. HUMBERT gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate Trinity Baptist Church, at Florence, in the County of Darlington, and State of South Carolina.

Mr. L. CAIN introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That the two Houses meet in Joint Assembly on Friday, February 10, at 1 P. M., to elect a Circuit Judge for the Seventh Judicial Circuit, to fill the vacancy occasioned by the resignation of T. O. P. Vernon.

Mr. RIVERS introduced the following Resolution, which was adopted:

Resolved, That the Committee on Claims be requested to report on the claim of John S. Simms and others on Friday next.

Mr. GAITHER introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That a Committee of three on the part of the House, and—— on the part of the Senate, be appointed, whose duty it shall be to hold a conference to consider and report to the General Assembly matters most important to be considered at this session.

Mr. KUH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize J. C. Rundlett to erect a wharf in the town of Beaufort, and collect wharfage.

Mr. GAITHER gave notice that on to-morrow, or soon thereafter, he will ask leave of the House to introduce

A Bill to re-charter Harrison's Ferry across the Catawba river, in Kershaw and Fairfield Counties.

Mr. DOYLE introduced the following Resolution, which was adopted:

Resolved, That the Committee of the House for conducting the impeachment of T. O. P. Vernon, late Judge of the Seventh Judicial Circuit, be required to report to this House what amount of money has been drawn from the Treasury for the purpose of conducting said impeachment, by what authority such money was drawn, and exhibit statement of all moneys paid out, with vouchers for the same.

Mr. SHANKLIN, pursuant to notice, and by leave, introduced

A Bill to authorize the formation of and to incorporate the Tugaloo and Chattanooga Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Mr. JAMISON gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to provide for certain alterations and amendments of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State," passed by the General Assembly at its regular session, A.D. 1869.

Mr. REEDISH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to permit William V. Myers to adopt Dora V. Baxter, to make her his lawful heir, and to change the name of the said Dora V. Baxter to Dora V. Myers.

Also, pursuant to notice, and by leave, introduced

A Bill to renew the charter of the Orangeburg Presbyterian Church Society.

Read the first time, and referred to the Committee on Charitable and Religious Institutions

Mr. DENNIS presented the accounts of A. Palmer, A. Y. Lee, George Symmers and South Carolina Bank and Trust Company, for sundries and for rent of Committee Rooms.

Referred to the Committee on Contingent Accounts.

PAPERS FROM THE SENATE.

The Senate sent to the House

A Joint Resolution authorizing the County Commissioners of Marlboro County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

Also,

A Joint Resolution to withhold the last quarter's salary for the year 1870 from all County School Commissioners (except the School Commissioner of Newberry County) who have failed to make their annual Report to the State Superintendent of Education for the year 1870 in conformity with law.

Read the first time, and referred to the Committee on Education.

Also the following :

MESSAGE FROM THE SENATE, No. 29.

IN THE SENATE, COLUMBIA, S. C., January 24, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it has laid on the table Concurrent Resolution from your House authorizing the Keeper of the State House to purchase fifty tons of coal.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President of Senate *pro tem.*

The consideration of the

SPECIAL ORDER FOR 1:30 P. M.,

A Bill declaring martial law in various Counties, was resumed.

The motion (by Mr. CREWS) to strike out the enacting clause, was considered.

Mr. MOBLEY moved to indefinitely postpone the motion to strike out the enacting clause of the Bill.

On this Mr. LANG called for the yeas and nays, which were taken, and are as follows :

Yeas, 12 ; nays, 70. Not agreed to.

Those voting in the affirmative are:

Messrs. Bascomb, Byas, E. Cain, Dennis, Farr, Henderson, Logan, W. J. McDowell, Mobley, Nuckles, Small and Whipper.—12.

Those voting in the negative are :

Messrs. Allen, Andell, Berry, Bosemon, Boston, Bowley, Briggs, L. Cain, Corwin, Crittenden, Dannerly, J. Davis, T. A. Davis, Derrick, Doyle, Ellison, Ferguson, Frost, Gantt, Gardner, Goggins, J. A. Green, Guffin, Hagood, Hardy, Hart, Hudson, Humbert, Hunter, Jamison, Jervey, Johnson, Keith, Kuh, Lang, Lee, Levy, Litchfield, Lyle, Maddocks, T. D. McDowell, Mead, Miles, Milton, Mickey, Myers, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Sellers, Simons, Singleton, A. Smith, R. M. Smith, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Wallace, White, Wilkes, Wilson, Wofford and Yocom.—70.

On the question of agreeing to the motion (by Mr. Crews) to strike out the enacting clause of the Bill, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 70; nays, 16. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen, Andell, Berry, Bosemon, Boston, Bowley, Briggs, Lawrence Cain, Corwin, Crittenden, Dannerly, James Davis, T. A. Davis, Derrick, Doyle, Duncan, Ferguson, Frost, Gardner, John A. Green, Guffin, Hagood, Hardy, Hart, Hudson, Humbert, Hunter, Jamison, Jervey, Johnson, Keith, Kuh, Lang, Lee, Levy, Litchfield, Lyle, T. D. McDowell, W. J. McDowell, Mead, Miles, Milton, Mickey, Myers, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Sellers, Shanklin, Simons, Singleton, Abraham Smith, R. M. Smith, Sumpter, Talbott, Tarlton, Taylor, J. W. Thomas, Wallace, White, Wilkes, Williams, Wilson, Wofford and Yocom.—70.

Those voting in the negative are :

Messrs. Bascomb, Byas, Everidge Cain, Dennis, Ellison, Farr, Gantt, Goggins, Samuel Greene, Henderson, Jones, Logan, Mobley, Nuckles, Small and Whipper.—16.

The following papers were presented to be entered on the Journal :

We, the undersigned, vote " Yes " on the motion to strike out the enacting clause of a Bill declaring martial law in various Counties, for the following reasons :

1st. It would greatly depress the credit of the State at home and abroad.

2d. It would necessitate the expenditure of large sums of money, which, in view of the present condition of the State Treasury, would be unjustifiable and iniquitous.

3d. It would set at utter disregard the opinion of the Executive, whom, as the chief officer of the State, we are bound to respect.

4th. It would be a confession of weakness and impotency on the part of the Republican Party, that, after four years' rule, it is compelled to resort to extreme and extraordinary measures to keep peace within the borders of the State.

5th. It would be the means of continuing rather than suppressing the lawlessness and disorder that now exists in certain Counties of the State, and would aggravate, and perhaps urge many who have hitherto denounced and reprobated these outrages to encourage and promote their continuance.

6th. It would attract to our State many desperate and turbulent characters, whose presence would serve to create additional strife and disorder.

7th. It would be ruinous to the agricultural interests of the State, and would embarrass all industrial pursuits, besides causing pauperism and distress in those Counties wherein it is contemplated to declare martial law.

8th. Lastly, such a measure would now look like an act of revenge, and not of justice.

(Signed)

C. J. ANDELL,
BENJ. A. BOSEMON, Jr.,
T. A. DAVIS,
F. H. FROST,
THOMAS D. McDOWELL,
W. R. JERVEY.

We vote "no" on the motion to strike out the enacting clause of the Bill to declare martial law in Laurens, Union, Spartanburg, and other Counties therein mentioned, for the following reasons:

1st. Not because we believe martial law would be the most expedient mode of bringing about peace and tranquility to the inhabitants of said Counties, but because, up to the time of taking this vote, no other measure has been proposed which has any appearance of a tendency to produce that harmony and quietude so much desired by a portion of the inhabitants of said Counties.

2d. Because it is our belief that if this measure is entirely destroyed, nothing will be done by the General Assembly during this session, to protect the life, liberty and property of the citizens of these refractory Counties.

(Signed)

BENJ. BYAS,
JUNIUS S. MOBLEY.

Mr. HOUGH obtained leave of absence for five days.

On motion of Mr. JONES, at 3:45 P. M., the House adjourned till tomorrow at 12 M.

THURSDAY, JANUARY 26, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The Roll was called, and a quorum announced.

Prayer by the Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back the following, and recommended that they do not pass :

A Bill to amend the 7th Section of an Act entitled "An Act to alter the Act entitled 'An Act to amend the Criminal Law,' approved the 21st day of December, 1866";

A Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices";

A Bill to amend Section 5 of Article 10 of the Constitution of this State;

A Bill to alter and amend an Act entitled "An Act to provide for the appointment of Trial Justices."

Also, reported back the following, and recommended that they do pass :

A Bill to require the State Treasurer to pay the County Treasurers the apportionment of the State School Fund belonging to the respective Counties, and for other purposes;

A Bill granting to French subjects the right to possess and hold real and personal property;

A Bill to repeal an Act entitled "An Act to repeal the Usury Laws of this State";

A Bill to facilitate the punishment of crime, with amendments:

1. To insert the word "two" in the blank space between the words "exceed" and "as," in the second Section of the Bill.

2. To add the words "eight dollars per day while actually employed," after the word "be," the last word of Section 2.

3. To insert the words "five thousand" between the words "of" and "dollars," in the third Section.

4. To insert the words "if so much be needed," after the word "dollars," in the third Section

5. To insert the words "which shall include all expenses contemplated by this Bill," between the words "fund" and "to," in the third Section of this Bill.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. WHIPPER, Chairman Board of Managers, submitted the following Report:

Under the Resolution of the House of Representatives, calling on the Board of Managers of the impeachment of Judge T. O. P. Vernon, on the part of the House of Representatives, to report the amount of money drawn from the Treasury for the purpose of conducting said impeach-

ment, and by what authority such money was drawn, beg leave to report, as follows :

That they are not aware of any moneys having been drawn from the Treasury of the State so far ; but the Chairman of the Board of Managers begs leave to report that he has approved of the following bills :

Retainer of senior counsel, retained by order of the Board of Managers.....	500
Retainer of junior counsel, retained by order of the Board of Managers	500
Order signed in favor of junior counsel.....	500
Order signed in favor of the Sergeant-at-Arms of the Board, on account of his per diem, to enable him to defray his expenses in serving subpoenas.....	250
	<hr/>
	\$1,750

On motion of Mr. R. M. SMITH, the further consideration of the Report was postponed, and made the Special Order for Monday, January 30, at 1 P. M.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported the following as duly and correctly engrossed and ready for a third reading :

A Joint Resolution authorizing A. R. Taylor, Henry Arthur and others to continue, for a term of two years, two gates erected by them across the old State Road in Lexington County, at the beginning and terminus of their planting lands ;

A Joint Resolution to appoint Trustees for the De La Howe Free School, of Abbeville County ;

A Joint Resolution ordering that the Hon. James L. Orr, Judge of the Eighth Judicial Circuit, be allowed extra compensation for holding extra Courts ;

A Joint Resolution directing that fund known as Canby School Fund remaining in hands of County Treasurers, be appropriated to the free school fund ;

A Bill to amend the charter of the Columbia Building and Loan Association ;

A Bill to amend an Act entitled " An Act to regulate the fees of Probate Judges, Clerks of Court, Trial Justices, Magistrates and other officers therein named ;

A Bill to incorporate the Logan Fusileers, of the Parish of St. Dennis and St. Thomas, of Charleston County ;

A Bill to incorporate the Salamander Hook and Ladder Company, of Georgetown, S. C. ;

A Bill to protect the rights of parents, and to prevent the procuring and carrying from the State, persons under the age of twenty-one years.

The Bills and Joint Resolutions were read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to repeal so much of the Act of 1839, as prohibits the Clerks of the Courts of the State from acting as Attorneys or Solicitors in the Courts of the State.

The Bill was read the third time, passed, title changed to an Act, and ordered to be enrolled.

Also,

A Bill to regulate the appointment, jurisdiction and duties of Notaries Public.

The Bill was read the third time, passed, and ordered to be returned to the Senate with amendments.

Mr. CREWS, from the Committee on Internal Improvements, reported back the following, and recommended that they do pass :

A Bill to provide for suitable egress from public buildings and tenement houses ;

A Bill to regulate the measurement and inspection of lumber, and lumber in the city of Charleston.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, favorably on a Bill to establish a new Judicial and Election County, to be known as Woodbury County, and to define the limits and boundaries of the same.

On motion of Mr C. D. HAYNE, the Report was laid on the table to take up the Bill.

On motion of Mr C. D. HAYNE, the Bill was taken up, and made the Special Order for Wednesday, February 1st, at 1 P. M.

Mr. JONES, from the Committee on Incorporations, reported back the following, and recommended that they do pass :

A Senate Bill to amend the charter of the Columbia Building and Loan Association.

A Senate Bill to extend the limits of the town of Camden.

A Senate Bill to alter and renew the charter of the town of Darlington, with amendments :

Strike out all of Section 6 down to the word " and " in the fifth line of the manuscript copy of the Bill, and insert, in lieu thereof, the words " the Intendant, or Acting Intendant, after being duly elected and qualified, shall, during his term of service, be vested with all powers heretofore granted in this State to Magistrates."

Section 16—Strike out after the word " also," in the fourteenth line, the words " to make and."

A Senate Bill to alter and renew the charter of the town of Manning, with amendment to strike out Section 4 to the word "and" in fourth line.

A Senate Bill to incorporate the town of Timmons ville, with amendment:

Strike out, after the word "exceed," in the fifth line, "fifty," and insert the word "thirty." Also amend Section 12 in the seventh line by striking out all after the word "drinks" down to the word "Provided."

A Senate Bill to alter and amend an Act to alter and amend the charter of the City of Greenville, with amendment:

Strike out in Section 2 of the Bill, the word "annum" in fourth line, and insert the word "day."

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported favorably on the following accounts, which were ordered to be paid:

Daily Republican, A. Y. Lee, A. Palmer, South Carolina Bank and Trust Company, George Symmers and J. W. Denny.

PETITIONS, RESOLUTIONS, &c.

Mr. J. N. HAYNE introduced

A Joint Resolution authorizing Isaac Palmer, of Anderson County, to charge and collect fees for attendance as a medical nurse.

Read the first time, and referred to the Medical Committee.

Mr. BERRY introduced the following Resolution, which,

On motion of Mr. A. SMITH, was laid on the table:

Resolved, That no more new business be entertained until the Calendar is reduced one-half.

Mr. KUH, pursuant to notice, and by leave, introduced

A Bill authorizing and empowering James C. Rundlett to establish a wharf in the town of Beaufort.

Read the first time, and referred to the Committee on Commerce.

Mr. HUNTER, pursuant to notice, and by leave, introduced

A Bill to abolish the Mayor's and Recorder's Courts of the city of Charleston, and providing for the establishment of a Police Court.

Read the first time, and referred to the Committee on the Judiciary.

Mr. LEE introduced the following Resolution, which was adopted:

Resolved, That leave be granted Wm. Kennedy, Esq., to withdraw the claim of Miss Mary A. Buie, for teaching school in Edgefield County.

Mr. GOODSON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize Wm. B. Anderson, of Abbeville, to practice the profession of veterinary surgeon in the State of South Carolina.

Mr. SIMONS, pursuant to notice, and by leave, introduced

A Bill to provide for certain improvements on the State House and grounds.

Read the first time, and referred to the Committee on State House and Grounds.

Mr. FROST introduced

A Joint Resolution to confirm the apportionment made by the Superintendent of Education of the State of South Carolina of the free school fund for the fiscal year ending October 31, 1869.

Read the first time, and referred to the Committee on Education.

Mr. FROST, from the Committee on Enrolled Bills, reported as duly enrolled, and ready for ratification :

An Act to incorporate the Nashville Independent Blues Charitable Association, of the city of Charleston, S. C.;

A Joint Resolution authorizing the Executive to commission Ridley K. Carlton as Coroner of Beaufort County.

Ordered to be sent to the Senate for ratification.

The House proceeded to the consideration of the

GENERAL ORDERS.

Resolution (by Mr. Levy) to appoint a Committee to investigate expenses of fitting up hall of House of Representatives, being the unfinished business of January 24, was taken up.

On motion of Mr. JERVEY, the further consideration of the Resolution was postponed, and made the Special Order for to-morrow.

A Bill to authorize the purchase for the State of a manuscript compilation of the Penal Statutes of the State, made by E. B. Seabrook, Esq., of the Charleston bar, the unfinished business of January 23, was taken up.

The consideration of the motion (by Mr. Hough) to strike out the enacting clause of the Bill, was resumed, and the question being taken, was decided in the negative.

Mr. THOMPSON moved to amend Section 1 by striking out the words "one thousand" and inserting in lieu thereof the words "fifteen hundred."

Mr. MOBLEY moved to indefinitely postpone the amendment.

On this, Mr. DENNIS called for the yeas and nays, which were taken, and are as follows:

Yeas, 48; nays 43. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Bascomb, Boston, Briggs, Bryan, L. Cain, Dannerly, T. A. Davis, Derrick, Doyle, Duncan, Evans, Gaither, Garey, J. A. Green, Hardy, Harris, Hart, J. N. Hayne, Henderson, Hudson, Humbert, Hunter, Keith, Lang, Litchfield, Lyle, Maddocks, W. J. McDowell, Miles, Mobley, Myers, Nerland, Nuckles, O'Connell, Ramsey, Rivers, Saunders, Sellers, R. M. Smith, Sumpter, Talbott, J. W. Thomas, White, Williams, Wilson and Wofford.—48.

Those voting in the negative are:

Messrs. Andell, Berry, Bosemon, Corwin, Crews, James Davis, Dennis, Elliott, Ellison, Farr, Frost, Gardner, Giles, Goodson, Goggins, S. Greene, Guffin, Hagood, Humphries, Jervey, Johnson, Kennedy, Kuh, Lee, Levy, Lloyd, T. D. McDowell, Milton, Mickey, Nehemias, Pendergrass, Simons, Singleton, Small, A. Smith, Tarlton, Taylor, W. M. Thomas, Thompson, Warley, Whipper, Wilkes and Yocom.—43.

Mr. THOMPSON moved to amend by striking out the words "one thousand," and inserting "twelve hundred."

Mr. DENNIS moved to amend the amendment by striking out "twelve hundred," and inserting "eighteen hundred."

Mr. MOBLEY moved to lay on the table the amendment to the amendment.

On this, Mr. DENNIS called for the yeas and nays, which were taken, and are as follows:

Yeas, 61; nays, 34. Agreed to,

Those voting in the affirmative are:

Messrs. Adamson, Allen, Bass, Berry, Boston, Briggs, E. Cain, Crews, Jas. Davis, T. A. Davis, Derrick, Doyle, Duncan, Evans, Gaither, Garey, Goodson, J. A. Green, Guffin, Hagood, Hardy, Harris, Hart, Henderson, Hudson, Humbert, Hunter, Hurley, Jamison, Jervey, Johnson, Keith, Lang, Litchfield, Lyle, Maddocks, W. J. McDowell, Miles, Mobley, Myers, Nuckles, O'Connell, Ramsey, Rivers, Sellers, Simons, Singleton, Small, R. M. Smith, Taylor, J. W. Thomas, Thompson, Wallace, White, Wilkes, Williams, Wilson and Wofford.—61.

Those voting in the negative are;

Messrs. Andell, Bascomb, Bosemon, Bryan, Byas, Corwin, Dannerly, Dennis, Elliott, Ellison, Farr, Gardner, Giles, Goggins, S. Greene, J. N. Hayne, Kennedy, Kuh, Lee, Levy, Lloyd, T. D. McDowell, Milton, Mickey, Nehemias, Nerland, Pendergrass, Saunders, A. Smith, Sumpter, Talbott, Tarlton, Warley and Yocom —34.

The SPEAKER decided that, under the Rules, the adoption of the motion to lay the amendment to the amendment on the table carried the Bill. with it

Mr. BYAS moved to take up from the table the Bill, with amendment. Agreed to.

The consideration of the amendment to the amendment to strike out the words "twelve hundred," and inserting in lieu thereof "eighteen hundred," was renewed.

On this, Mr. MOBLEY called for the yeas and nays, which were taken, and are as follows:

Yeas, 41; nays, 54. Not adopted.

Those voting in the affirmative are:

Messrs. Andell, Bascomb, Berry, Bosemon, Bryan, Byas, Corwin, Dennis, Elliott, Ferguson, Frost, Gardner, Giles, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Hurley, Jamison, Kennedy, Kuh, Levy, Mickey, Nehemias, Nerland, Reedish, Saunders, Simons, Singleton, A. Smith, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, Thompson, Warley, Whipper, Wilkes and Yocom.—41.

Those voting in the negative are:

Messrs. Adamson, Allen, Bass, Boston, Bowley, Briggs, L. Cain, E. Cain, Cousart, Dannerly, T. A. Davis, Derrick, Doyle, Duncan, Ellison, Evans, Farr, Gaither, Gantt, Garey, Goggins, Hardy, Harris, Hart, Henderson, Hudson, Humbert, Humphries, Hunter, Jervey, Johnson, Keith, Litchfield, Lyle, Maddocks, W. J. McDowell, Mead, Miles, Milton, Mobley, Myers, O'Connell, Pendergrass, Ramsay, Rivers, Sellers, Small, J. W. Thomas, Wallace, White, Williams, Wilson and Wofford.—54.

The question being taken on the amendment (by Mr. Thompson) to strike out the words "one thousand," and insert in lieu thereof "twelve hundred," it was decided in the negative.

On the question of passing Section 1 to a third reading,

Mr. WILKES called for the yeas and nays, which were taken, and are as follows:

Yeas, 53; nays, 43. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Andell, Bascomb, Bosemon, Bowley, Bryan, L. Cain, Corwin, T. A. Davis, Dennis, Derrick, Duncan, Frost, Gaither, Garey, Giles, Goggins, S. Greene, J. A. Green, Hagood, Hardy, Harris, Henderson, Hudson, Humbert, Humphries, Hunter, Johnson, Keith, Kuh, Levy, Lyle, Maddocks, T. D. McDowell, Milton, Mickey, Myers, Nehemias, Pendergrass, Reedish, Rivers, Simons, Singleton, A. Smith, R. M. Smith, Talbott, Tarlton, J. W. Thomas, Thompson, Wallace, Warley, Whipper and Wilkes.—53.

Those voting in the negative are:

Messrs. Allen, Bass, Berry, Boston, Briggs, Byas, L. Cain, Cousart, Dannerly, Doyle, Elliott, Ellison, Evans, Farr, Ferguson, Gantt, Gard-

ner, Hart, C. D. Hayne, J. N. Hayne, Jamison, Jervy, Kennedy, Lee, Litchfield, W. J. McDowell, Mead, Miles, Mobley, Nerland, O'Connell, Ramsey, Saunders, Sellers, Small, Sumpter, Taylor, W. M. Thomas, White, Williams, Wilson Wofford and Yocom.—43.

The Bill was read the second time, and ordered to be engrossed.

The following Bills and Joint Resolutions were taken up, and, on motion, the enacting and resolving clauses stricken out :

A Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties ;"

A Joint Resolution to provide for the support of persons driven from Union County ;

A Joint Resolution authorizing the Governor to call out the Militia in certain Counties, and for other purposes ;

A Bill to provide for the surveying of Public Lands of the State, and the allotment of the same ;

A Bill to repeal an Act entitled "An Act to establish a State Police," and authorizing and requiring the Governor to call out the Militia of the State when required ;

A Bill to repeal an Act entitled "An Act to establish a State Police ;"

A Bill to require the School Commissioner of Kershaw County to erect, or cause to be erected, school houses in said County ;

A Bill authorizing and requiring the County Commissioners of Charleston County to levy a special tax ;

A Bill to secure to County officers payment of their official dues by County Treasurers ;

A Bill to prohibit exorbitant profits on sales of retail dealers in merchandise and other commodities ;

A Bill to empower the Boards of County Commissioners to levy a tax for the purpose of building school houses ;

A Bill authorizing the State to purchase the stock of the Columbia Bridge Company, and to erect a free bridge over the Congaree River ;

A Bill to authorize School Commissioner of Fairfield County to build school houses at Ridgeway ;

A Joint Resolution authorizing and requiring the County Commissioners of Charleston County to levy a special tax for school purposes ;

A Bill to repeal so much of an Act entitled "An Act providing for the assessment and taxation of property " as relates to hogs ;

A Bill to amend an Act entitled "An Act to fix the salary and regulate the pay of certain officers, and for other purposes ;"

A Bill to amend an Act to define the criminal jurisdiction of Trial Justices ;

A Bill to amend an Act entitled "An Act to amend an Act to define the jurisdiction and duties of County Commissioners ;"

A Bill requiring all persons instituting civil actions to pay in advance the costs of the Clerk of the Court and the Sheriff of the County and the Attorney, excepting parties instituting proceedings for the recovery of wages or shares of crops ;

A Senate Bill to renew and amend the charter of the town of Abbeville ;

A Bill to fix the salaries of school teachers in Darlington County ;

A Bill to require the School Commissioner of Clarendon County to erect, or cause to be erected, school houses in said County ;

A Bill authorizing and requiring the County School Commissioner of Fairfield County to build a school house at Gladen's Grove.

A Bill to regulate all contracts for farm labor in this State was taken up.

Mr. MYERS moved to strike out the enacting clause.

Mr. JAMISON moved to lay the motion on the table. Not agreed to.

Mr. O'CONNELL moved to lay the whole matter on the table.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 42 ; nays, 44. Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Bascomb, Berry, Bosemon, Bowley, Briggs, L. Cain, Crittenden, Derrick, Doyle, Duncan, Gaither, Goggins, J. A. Green, Hagood, Harris, Hart, C. D. Hayne, Hunter, Jones, Keith, Kennedy, Lang, Lee, Litchfield, Lyle, Mickey, Nehemias, O'Connell, Rivers, Sellers, A. Smith, R. M. Smith, Talbott, Tarlton, Taylor, W. M. Thomas, Whipper, Wilkes, Williams, Wilson and Wofford.—42.

Those voting in the negative are :

Messrs. Boston, Byas, E. Cain, Corwin, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Farr, Ferguson, Gantt, Gardner, Giles, Goodson, Guffin, Hardy, Henderson, Hudson, Humbert, Humphreys, Jamison, Jervey, Johnson, W. J. McDowell, Mead, Milton, Mobley, Myers, Nerland, Nuckles, Pendergrass, Ramsay, Reedish, Saunders, Simons, Singleton, Small, Sumpter, J. W. Thomas, Wallace, Warley, White and Yocom.—44.

The question being taken on the motion to strike out the enacting clause, it was decided in the negative.

The Bill was put upon its second reading.

On motion of Mr. SINGLETON, the Bill was ordered to be printed, and made the Special Order for Wednesday, February 1, at 1:30 P. M.

The following members obtained leave of absence :

Mr. Dusenberry, for eight days ;

Messrs. Milton, Cousart and Hudson, for six days each ;

Mr. Lang, for four days.

On motion of Mr. MYERS, at 3:30 P. M., the House adjourned to meet to-morrow, at 12 M.

FRIDAY, JANUARY 27, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back a Bill for the election of Justices of the Peace, accompanied by a substitute entitled "A Bill to provide for the election of Justices of the Peace and Constables, and for other purposes."

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill and substitute.

The Bill and substitute were ordered to lie over for a second reading.

Mr. LEE, from the Committee on County Offices and Officers, reported back the following, and recommended that they do pass:

A Bill requiring the County Treasurers of the respective Counties of the State to attend at each polling precinct in his County for the collection of taxes, with amendments:

Between the words "County" and "of," in the 2d Section, insert, "and if there be no paper in said County, then by posting said notice in three public places in each precinct." In last line of Section 2 strike out the word "three," and insert the word "two."

A Bill to require official bonds of County Commissioners, with amendments:

Strike out, in Section 1, fifteenth line, after the word "the" to the word "in," and insert "Probate Judge of such County." Strike out, in seventeenth line, same Section, the words "three thousand," and insert the words "fifteen hundred, except the County of Charleston, where the amount of said bonds shall be three thousand dollars."

On motion of Mr. HURLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported back a Resolution for the appointment of a Standing Committee on Mechanism and Motive Power, and recommended that the Resolution be indefinitely postponed.

On motion of Mr. FERGUSON, the recommendation contained in the Report was adopted.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That the State Librarian be, and he is hereby, instructed to turn over to the Librarian of the Supreme Court the Reports of other States now in the State Library, and such Reports of other States as may be hereafter received from time to time: Provided, That the members of the General Assembly shall have free access thereto.

Also gave notice that on to-morrow, or some subsequent day, he will ask leave of the House to introduce

A Bill to amend the first clause of Section 25, Title 3, of an Act to revise, simplify, and abridge the rules, practice, pleadings, and forms of Courts in this State, approved March 1, 1870.

Mr. BOSEMON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend an Act to incorporate the Dorn Mining and Manufacturing Company of South Carolina, and for other purposes.

Mr. LEVY, by unanimous consent, introduced

A Bill to incorporate the Charleston Ice Manufacturing and Refrigerating Company.

Read the first time, and referred to the Committee on Incorporations.

Mr. WILLIAMS introduced

A Joint Resolution to authorize the County Commissioners of Greenville County to levy an additional tax, for railroad purposes.

Read the first time, and referred to the Committee on Ways and Means.

Mr. SELLERS gave notice that on to-morrow, or as soon thereafter as practicable, he will ask leave of the House to introduce

A Bill to exempt King's Mountain Military School, of which Col. A. Coward is Principal, from the provisions of the 14th Section of an Act entitled "An Act to organize and govern the militia of the State of South Carolina."

Mr. HENDERSON, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools for the State of South Carolina."

Read the first time, and referred to the Committee on Education.

Mr. DOYLE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the New Hope Baptist Church, of Oconee County.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to amend Section 1 of an Act to provide for the construction and keeping in repair of public highways and roads.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Also,

A Bill to permit William V. Myers to adopt and make his lawful heir Dora V. Baxter, and to change the name of the said Dora V. Baxter to Dora V. Myers.

Read the first time, and referred to the Committee on the Judiciary.

Mr. GOODSON, pursuant to notice, and by leave, introduced

A Bill to authorize Wm. B. Anderson to practice as a veterinary surgeon.

Read the first time, and referred to the Medical Committee.

Also, introduced the following Resolution:

Resolved, That on and after to-morrow, until the end of the session, the House of Representatives convene at 11 o'clock A. M., and adjourn at 3 o'clock P. M.

Mr. SINGLETON offered the following as a substitute, which, on motion of Mr. JAMISON, was laid on the table:

Resolved, That on and after the 1st day of February, 1871, the House of Representatives hold two sessions daily, commencing at 12 M., and 7 P. M., and adjourn *ad libitum*.

The Resolution (by Mr. Goodson) was considered.

Mr. JAMISON moved to lay the Resolution on the table.

On this Mr. GOODSON called for the yeas and nays, which were taken, and are as follows:

Yeas, 51; nays, 43. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Bowley, Briggs, Bryan, Byas, Everidge Cain, Corwin, Crews, Dannerly, Elliott, Ellison, Farr, Ferguson, Gaither, Gantt, Gardner, Goggins, Samuel Greene, John A. Green, Hardy, Harris, Hart, Henderson, Humbert, Humphries, Jackson, Jamison, Johnson,

Keith, Kennedy, Lloyd, Logan, T. D. McDowell, Mobley, Moore, Nerland, Nuckles, O'Connell, Ramsay, Reedish, Rivers, Saunders, Singleton, Small, A. Smith, Sumpter, Tarlton, Wallace, Warley and Yocom.—51.

Those voting in the negative are :

Messrs. Allen, Andell, Bascomb, Bass, Bosemon, Lawrence Cain, Crittenden, James Davis, T. A. Davis, Dennis, Derrick, Doyle, Evans, Ford, Frost, Giles, Goodson, Hagood, Hurley, Jervy, Jones, Kuh, Lee, Levy, Litchfield, Lyle, Miles, Mickey, Myers, Nehemias, Pendergrass, Sellers, R. M. Smith, Sullivan, Talbott, Taylor, William M. Thomas, Thompson, Whipper, Wilkes, Williams, Wilson and Wofford.—43.

The SPEAKER presented the accounts of sundry persons for services as Deputy State Constables.

Referred to the Committee on Claims.

Mr. R. M. SMITH introduced the following Resolution, which was adopted :

Resolved, That the State Treasurer be required to report to this House immediately, the amount of money drawn for the use of the House Committee on Impeachment, and by whom drawn.

PAPERS FROM THE SENATE.

The Senate returned, with concurrence, a Resolution instructing the State Librarian to turn over to the Librarian of the Supreme Court certain Reports.

Also, sent a Bill to further amend an Act entitled "An Act providing for the assessment and taxation of property."

Read the first time, and referred to the Committee on Ways and Means.

A Bill to incorporate the Charleston Riflemen Club.

Read the first time, and referred to the Committee on Military Affairs.

A Bill to amend the charter of the town of Union.

Read the first time, and referred to the Committee on Incorporations.

A Bill to renew and amend the charter of the town of Mt. Pleasant.

Read the first time, and referred to the Committee on Incorporations.

A Bill to incorporate the Champion Hook and Ladder Company, of Chester.

Read the first time, and referred to the Committee on Incorporations.

The following members obtained leave of absence :

Mr. Guffin, for five days ;

Mr. Bowley, for three days.

SPECIAL ORDER OF THE DAY.

Resolution (by Mr. Levy) to appoint a Committee to investigate the expenses of fitting up the Hall of the House of Representatives.

Mr. JERVEY offered the following as a substitute:

Whereas it is a matter of general report that a heavy expenditure has been incurred in fitting up the House of Representatives and Committee Rooms attached thereto, in the new State Capitol, entailing an enormous expense upon the people of this State, in their present impoverished condition; and whereas it should be the duty of this General Assembly, in performing their obligations to their constituents, to economize and retrench all unnecessary expenditures; therefore,

Be it resolved, That, in consequence of this attempt to coerce the State through its Legislature in approving these enormous expenses, the Supervisor of refitting the hall and rooms above named be required, under oath, to strictly account to the Committee herein appointed for any and all the furniture heretofore used in the House of Representatives and now replaced by the present extravagant and shameful outlay of money.

Be it further resolved, That as the various Counties here represented are each and all, by direct taxation, expected to furnish their proportion in liquidation of this debt, a Committee, consisting of one from each County delegation, be appointed by the Speaker to investigate and report upon this uncalled-for and unnecessary expense; and that all papers or other matters appertaining to the fitting up of the House of Representatives and the Committee Rooms be referred to the Committee herein appointed, and that the Committee be authorized to send for persons and papers.

Resolved, further, That the Committee herein appointed be authorized to audit all accounts for payment, and report such facts in the matter as they may see fit, and that the Committee do report on as early a day as possible.

Resolved, further, That all action of the House, in relation to the appointment of Regular or Special Committees, that is inconsistent with these Resolutions, be, and the same is hereby, rescinded.

Mr. MOBLEY moved to amend the Resolution so as to read: "A Committee to be composed of one from each Congressional District and one at large."

Mr. BYAS moved to amend the amendment by striking out the words "one at large," and inserting in lieu thereof the words "three at large."

Mr. HUMBERT moved to lay the amendment to the amendment on the table. Agreed to.

The SPEAKER decided that, under the Rules, the adoption of the motion carried with it the Resolution also.

Mr. JERVEY moved to reconsider the vote whereby the Resolution and amendments were laid on the table.

Mr. WHIPPER moved to lay on the table the motion to reconsider.

On this Mr. MYERS called for the yeas and nays, which were taken, and are as follows :

Yeas, 30 ; nays, 68. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Bosemon, Byas, Everidge Cain, Dennis, Ellison, Farr, Ferguson, Gardner, Goodson, Goggins, Samuel Greene, C. D. Hayne, James N. Hayne, Humphries, Hurley, Jamison, Jones, Kennedy, Lee, T. D. McDowell, W. J. McDowell, Nerland, Rivers, Simons, Sumpter, Talbott, Whipper and Yocom.—30.

Those voting in the negative are :

Messrs. Allen, Andell, Bass, Berry, Bowley, Briggs, Bryan, Lawrence Cain, Corwin, Crittenden, Dannerly, James Davis, T. A. Davis, Derrick, Doyle, Duncan, Elliott, Evans, Ford, Gaither, Gantt, Garey, Giles, John A. Green, Hagood, Hardy, Hart, Henderson, Humbert, Hunter, Jackson, Jervcy, Johnson, Keith, Kuh, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Nuckles, O'Connell, Pendergrass, Reedish, Saunders, Sellers, Singleton, A. Smith, R. M. Smith, Sullivan, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Warley, White, Wilkes, Williams, Wilson and Wofford.—68.

Mr. JAMISON moved to indefinitely postpone the motion to reconsider. Not agreed to.

On the question of agreeing to the motion (by Mr. Jervcy) to reconsider the vote whereby the Resolution was laid on the table,

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 63 ; nays, 30. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Bass, Bowley, Briggs, Bryan, L. Cain, E. Cain, Corwin, Crittenden, J. Davis, Derrick, Doyle, Duncan, Ellison, Evans, Ford, Gaither, Gantt, Garey, Goggins, J. A. Green, Hagood, Hardy, Harris, Henderson, Humbert, Humphries, Hunter, Jackson, Jervcy, Johnson, Keith, Kennedy, Levy, Litchfield, Lloyd, Logan, Maddocks, Miles, Mobley Mickey, Myers, Nehemias, Nuckles, Ramsey, Reedish, Sellers, Smart, A. Smith, R. M. Smith, Sullivan, Talbott, Tarlton, Taylor, J. W. Thomas, Thompson, Wallace, White, Wilkes, Williams, Wilson and Wofford.—63.

Those voting in the negative are :

Messrs. Bascomb, Berry, Bosemon, Byas, Dannerly, Dennis, Farr, Ferguson, Frost, Gardner, Giles, Hart, C. D. Hayne, J. N. Hayne, Hurley, Jamison, Jones, Lee, T. D. McDowell, Nerland, O'Connell, Pendergrass, Rivers, Saunders, Simons, Singleton, Small, Sumpter, W. M. Thomas and Whipper.—30.

The Resolution was taken up.

The question being taken on the amendment to the amendment (by Mr. Byas) to strike out the words "one at large," and insert the words "three at large," it was decided in the negative.

The question being taken on the amendment (by Mr. Mobley) to read "a Committee to be composed of one from each Congressional District, and one at large," it was decided in the negative.

On the question of adopting the Resolution, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows:

Yeas, 71; nays, 25. Adopted.

Those voting in the affirmative are;

Messrs. Adamson, Allen, Bass, Bowley, Briggs, Bryan, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, James Davis, Derrick, Doyle, Duncan, Ellison, Evans, Ford, Frost, Gaither, Gantt, Garey, Giles, Goggins, Hagood, Hardy, Harris, Henderson, Humbert, Hunter, Hurley, Jackson, Jervey, Johnson, Jones, Keith, Kennedy, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, Miles, Mickey, Myers, Nehemias, Pendergrass, Ramsay, Reedish, Saunders, Sellers, Simons, Singleton, Smart, A. Smith, R. M. Smith, Talbott, Tarlton, Taylor, J. W. Thomas, W. M. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes, Williams, Wilson and Wofford.—71.

Those voting in the negative are:

Messrs. Bascomb, Berry, Bosemon, Byas, Dennis, Farr, Ferguson, Gardner, J. A. Green, Hart, C. D. Hayne, J. N. Hayne, Humphries, Jamison, Lee, T. D. McDowell, Mobley, Nerland, Nuckles, O'Connell, Rivers, Small and Sumpter.—25.

Mr. WHIPPER moved to reconsider the vote just taken.

Mr. WHIPPER moved to make the consideration of the motion to reconsider the Special Order for January 28th, at 2 P. M.

Mr. WHIPPER moved that the consideration of the motion to make the Special Order for January 28th, at 2 P. M., be made the Special Order for Monday, January 30th, at 2 P. M.

Mr. WHIPPER moved that the consideration of the motion to make the Special Order for Monday, January 30th, at 2 P. M., be made the Special Order for Tuesday, January 31, at 1 P. M.

Mr. WHIPPER moved that the consideration of the motion to make the Special Order for Tuesday January 31st, at 1 P. M., be made the Special Order for Wednesday, February 1st, at 2 P. M.

Mr. WHIPPER moved that the consideration of the Special Order for Wednesday, February 1st, at 2 P. M., be made the Special Order for Thursday, February 2d, at 1 P. M.

Mr. WHIPPER moved that the consideration of the Special Order for

Thursday, February 2, at 1 P. M., be made the Special Order for Friday, February 3d, at 1 P. M.

Mr. WHIPPER moved that the consideration of the Special Order for Friday, February 3d, at 1 P. M., be made the Special Order for Saturday, February 4th, at 1 P. M.

Mr. JAMISON moved that when the House adjourns it stands adjourned till Monday next, at 12 M.

Mr. BOSEMON moved to lay the Resolution on the table.

Agreed to.

Mr. MYERS moved that the House do now adjourn.

On this, Mr. JONES called for the yeas and nays, which were taken, and are as follows:

Yeas, 50; nays, 41. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Berry, E. Cain, Corwin, Crews, Dannerly, Dennis, Duncan, Ellison, Farr, Ferguson, Gaither, Gantt, Gardner, Coggins, S. Greene, J. A. Green, Hagood, Harris, James N. Hayne, Humphries, Hurley, Jackson, Jamison, Johnson, Kennedy, Mobley, Mickey, Myers, Nehemias, Nerland, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Small, Smart, Sumpter, Talbott, Tarlton, W. M. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes and Wilson —50.

Those who voted in the negative are:

Messrs. Allen, Bass, Bosemon, Bowley, Bryan, L. Cain, Crittenden, J. Davis, Derrick, Doyle, Ford, Frost, Garey, Giles, Hardy, Hart, C. D. Hayne, Henderson, Humbert, Hunter, Jervy, Jones, Keith, Lee, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, T. D. McDowell, Miles, Nuckles, Sellers, Singleton, Abraham Smith, R. M. Smith, Taylor, J. W. Thomas, Williams and Wofford.—41.

The House then, at 4:15 P. M., adjourned till to-morrow, at 12 M.

SATURDAY, JANUARY 28, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. H. G. Young, of Louisville, Ky.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. FRÖST, from the Committee on Education, reported back the following, and recommended that they do pass:

A Senate Bill to supply the deficiency in the appropriation for the support and maintenance of Free Schools for 1870;

A Joint Resolution to confirm the apportionment made by the State Superintendent of Education of the State of South Carolina of the Free School Fund, for the fiscal year ending October 31, 1869.

Also, reported back the following, and recommended that it do not pass:

A Bill to empower the County Commissioners of Newberry County to establish and build a school house in the town of Maybinton, in said County.

Also, the following Report:

The Committee on Education, to whom was referred a Joint Resolution to withhold the last quarter's salary for the year 1870, from all County School Commissioners, (except the School Commissioner of Newberry County,) who have failed to make their Annual Report to the State Superintendent of Education, for the year 1870, in conformity with law, having considered the same, beg leave to recommend that it do not pass:

1st. Because the passage of said Resolution, being in its nature *ex post facto*, would be an unquestionable violation of Section 14, Article 1, of the Constitution of this State; and,

2d. Because it is the opinion of your Committee, that the ends of justice would be fully met, and the existing evil remedied, if the general provisions made by law for such dereliction on part of School Commissioners, were rigidly enforced.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bills and Joint Resolution.

The Bills and Joint Resolution were ordered to lie over for a second reading.

Mr. BOSEMON, from the Medical Committee, reported back the following, and recommended that they do not pass:

A Joint Resolution authorizing Isaac Palmer, of Anderson County, to charge and collect fees for attendance as a medical nurse;

A Bill to require the County Commissioners of Darlington County to erect an Alms House, and to provide a Physician for the Poor.

The Committee recommended that the Bill do not pass, as, under existing statutes, the County Commissioners of the several Counties are empowered and required to make provisions for the sick and indigent in their respective Counties.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill and Joint Resolution.

The Bill and Joint Resolution were ordered to lie over for a second reading.

Also, reported on the accounts of Dr. G. W. Garmany, of Newberry County, for *post mortem* examination, and account of Dr. R. C. Carlisle, of Newberry, for *post mortem* examination, and recommended that \$20.00 be paid in full of the account of Dr. G. W. Garmany, for 1865 and '66, and that the account of 1870 be referred to the County Commissioners of said County for payment. Also, that the account of Dr. R. C. Carlisle, of the same County, for *post mortem* examination in 1870, be referred to the said County Commissioners.

On motion of Mr. JAMISON, the recommendation contained in the report was adopted.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES, pursuant to notice, and by leave, introduced

A Bill to amend the first clause of Section 25, Title 3, of an Act to revise, simplify and abridge the Rules, Practice, Pleadings and Forms of the Courts of this State, approved March 1, 1870.

Read the first time, and referred to the Committee on the Judiciary.

Also, presented the memorial of Hon. J. L. Orr, sundry members of the bar, and of the Court, praying that the times for holding the Courts of General Sessions and Common Pleas, in and for the County of Greenville, be changed.

Referred to the Committee on the Judiciary.

Mr. A. SMITH introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That the Clerks of the House of Representatives and Senate be, and they are hereby, instructed to draw pay certificates for the members of the General Assembly, subordinate officers and employees, to January 31, 1871, inclusive.

Mr. BOSEMON, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to incorporate the Dorn Mining and Manufacturing Company, of South Carolina, for mining and other purposes.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Also, presented the petition of Wm. B. Pringle, Executor of Mrs. Bethea Skirvins, for issue of new certificate of State stock lost or destroyed.

Referred to the Committee on Ways and Means.

Mr. DENNIS, pursuant to notice, and by leave, introduced

A Bill to regulate the liabilities of hotel, inn and boarding house keepers.

Read the first time, and referred to the Committee on the Judiciary.

Mr. W. M. THOMAS gave notice that on Monday next, or as soon thereafter as practicable, he will introduce

A Bill to make the Land Commissioner an elective office by the General Assembly, and provide an appropriation for the same.

Mr. HUMBERT, pursuant to notice, and by leave, introduced

A Bill to incorporate the Trinity Baptist Church, of Florence.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. LEE introduced the following Resolution, which was adopted :

Resolved, That leave be granted Wm. Kennedy, Esq., to withdraw the claim of John S. Simms, for teaching school in Edgefield County.

Mr. DOYLE, pursuant to notice, and by leave, introduced

A Bill to incorporate the New Hope Baptist Church, in Oconee County.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Also, gave notice that he will on Monday next, or some subsequent day, introduce

A Bill to incorporate the Beaver Dam Baptist Church, in Oconee County.

Mr. HAGOOD presented the petition of C. C. Perry, for compensation for teaching school in Abbeville County in 1868.

Referred to the Committee on Education.

Mr. R. M. SMITH presented accounts of Drs. B. and J. L. Wofford, for attending prisoners in Spartanburg jail for 1866 and 1867.

Referred to the Medical Committee.

Mr. FROST introduced the following Preamble and Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas the General Assembly of the State of South Carolina did appropriate certain sums of money, in addition to the amount raised by the capitation tax, for the support of free schools in said State, and directed the State Superintendent of Education to apportion the same, on a specified plan ; which duty the said State Superintendent of Education discharged towards Counties from which he received returns of the amount of capitation tax collected ; and whereas the public school interest in many localities suffers materially from the non-payment of teachers' salaries, which fact is due to the failure of the State Treasurer to reserve the funds appropriated for that purpose ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the State Treasurer be, and he is hereby, directed to inform the General Assembly, as soon as practicable, by what authority he disbursed the amount appropriated for the support of free schools for other purposes, and why is not the appropriation made for the said purpose in the Treasury, available for the payment of teachers' claims.

Mr. WHIPPER introduced the following Preamble and Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Whereas a state of domestic violence, to an alarming extent, exists in this State, especially in the upper Counties thereof; and whereas murders and punishments, of the most barbarous and indecent character, have been and continue to be inflicted upon the citizens by organized bands of lawless persons; and whereas the civil authorities have failed and are altogether unable to arrest and bring to trial the perpetrators of the murders and outrages above referred to; and whereas, under the existing state of affairs, both life and property are altogether insecure; be it, therefore,

Resolved by the House of Representatives, the Senate concurring, That the Legislature hereby call on the Government of the United States to give to the citizens of the State that protection against domestic violence guaranteed to them by the fourth Section, fourth Article, of the Constitution of the United States.

Resolved, That the foregoing Preamble and Resolution be sent to the Governor, with the request that he will transmit the same to the President of the United States, together with the request that it be laid before Congress.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 30.

IN THE SENATE, COLUMBIA, S. C., January 27, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that the Committee appointed on the part of the Senate, to meet a Committee on the part of the House of Representatives, to investigate the accounts of the Committee of Investigation into the affairs of the Third Congressional District, has been discharged, in accordance with the request of said Senate

Committee, on account of failure to effect a meeting with the Committee appointed on the part of the House of Representatives.

Very respectfully,
(Signed)

ALONZO J. RANSIER,
President of Senate.

On motion of Mr. DENNIS, the Committee on the part of the House, was instructed to proceed with the investigation, independent of the Senate Committee.

On motion of Mr. WHIPPER, the Senate message was returned, with the information that the House Committee had never refused to act with the Senate Committee.

The SPEAKER laid before the House the following communication :

EXECUTIVE DEPARTMENT,
STATE TREASURY OFFICE,
COLUMBIA, S. C., January 28, 1871.

Honorable F. J. MOSES, JR., Speaker of the House of Representatives.

SIR: I have the honor to acknowledge the receipt of a copy of Resolution requiring the State Treasurer to report to the House of Representatives the amount of money drawn for the use of the House Committee on Impeachment, and by whom drawn.

In reply, I have the honor to state that the sum of seventeen hundred and fifty dollars has been drawn on this account, as follows :

R. B. Elliott.....	\$1,000 00
H. G. Worthington.....	500 00
S. J. Coates.....	250 00

Very respectfully,

Your obedient servant,

(Signed)

NILES G. PARKER,
Treasurer State South Carolina.

On motion of Mr. C. D. HAYNE, received as information.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Resolution (by Mr. Jervey) to appoint a Committee of thirty-one to investigate the expenses of fitting up the Hall of the House of Representatives, being the unfinished business of yesterday at the hour of adjournment, was taken up.

The consideration of the motion (by Mr. Whipper) to make the consideration of a motion to make the Special Order for Friday, February 3, at 1 P. M., the Special Order for Saturday, February 4, at 1 P. M.,

which was a continuation of several motions to make a motion to reconsider the vote whereby the Resolution (by Mr. Jervay) had been adopted, the Special Order for a future day specified, was renewed.

Mr. WHIPPER moved that the consideration of that motion be made the Special Order for Monday, February 6.

Mr. WHIPPER moved that the consideration of the preceding motion be made the Special Order for Tuesday, February 7.

Mr. HUNTER moved to lay the motion on the table.

On this Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 68 ; nays, 13. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Bascomb, Berry, Bryan, L. Cain, Corwin, Crittenden, J. Davis, T. A. Davis, Doyle, Duncan, Elliott, Evans, Ferguson, Ford, Frost, Gaither, Giles, Goggins, S. Greene, Hagood, Hardy, Harris, C. D. Hayne, J. N. Hayne, Henderson, Humbert, Humphries, Hunter, Jackson, Jamison, Keith, Kuh, Levy, Litchfield, Lloyd, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Miles, Moore, Mickey, Nehemias, Nerland, O'Connell, Pendergrass, Ramsay, Rivers, Saunders, Sellers, Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Talbott, Taylor, J. W. Thomas, Warley, Whipper, White, Wilkes, Wilson, Wofford and Yocom.—68.

Those voting in the negative are :

Messrs. Adamson, Byas, E. Cain, Dannerly, Farr, Gantt, Jones, Lee, Mobley, Nuckles, Simons, Tarlton and Thomas.—13.

Mr. WHIPPER moved to reconsider the vote just taken, and to make the motion to reconsider the Special Order for Wednesday, February 8.

Mr. HUNTER moved to indefinitely postpone the motion.

On this, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 69 ; nays, 14. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Bascomb, Bass, Bryan, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, T. A. Davis, Doyle, Duncan, Elliott, Ellison, Evans, Ferguson, Ford, Frost, Gaither, Giles, Goggins, Hagood, Hardy, Harris, Hart, C. D. Hayne, Henderson, Humbert, Humphries, Hunter, Jackson, Jamison, Jones, Keith, Kuh, Levy, Litchfield, Lloyd, Lyle, Maddocks, T. D. McDowell, Miles, Moore, Mickey, Nehemias, Pendergrass, Ramsay, Rivers, Saunders, Sellers, Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Warley, Whipper, White, Wilkes, Wilson, Wofford and Yocom.—69.

Those voting in the negative are :

Messrs. Adamson, Berry, J. Davis, Farr, Gantt, S. Greene, Lee, W. J. McDowell, Mobley, Nerland, Nuckles, O'Connell, Reedish and Simons.—14.

Mr. JONES moved to reconsider the vote just taken, and make the motion the Special Order for Thursday, February 9.

Mr. HUNTER moved to indefinitely postpone the motion.

On this, Mr. JONES called for the yeas and nays, which were taken, and are as follows :

Yeas, 76; nays, 8. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Bascomb, Bass, Bryan, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, James Davis, T. A. Davis, Dennis, Doyle, Duncan, Elliott, Ellison, Evans, Ferguson, Ford, Frost, Gaither, Gantt, Giles, Goggins, S. Greene, Hagood, Hardy, Harris, Hart, C. D. Hayne, Henderson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Jones, Keith, Kuh, Levy, Litchfield, Lloyd, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Miles, Moore, Mickey, Nehemias, Nerland, Nuckles, Pendergrass, Ramsay, Saunders, Sellers, Singleton, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson, Wofford and Yocom.—76.

Those voting in the negative are :

Messrs. Adamson, Berry, Farr, Lee, Mobley, O'Connell, Reedish and Rivers.—8.

Mr. BYAS moved to lay the whole matter on the table.

On motion of Mr. LEVY, the motion to lay the whole matter on the table was laid on the table.

Mr. BYAS moved to indefinitely postpone the whole matter.

Mr. JERVEY moved to lay on the table the motion to indefinitely postpone.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 76; nays, 10. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Bascomb, Bass, Berry, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, J. Davis, T. A. Davis, Doyle, Duncan, Elliott, Ellison, Evans, Ford, Frost, Gaither, Gantt, Giles, Goggins, S. Greene, Hagood, Hardy, Harris, Hart, C. D. Hayne, Henderson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Keith, Kuh, Lee, Litchfield, Lloyd, Lyle, Maddocks, Miles, Moore, Mickey, Nehemias, Nerland, Nuckles, Pendergrass, Ramsay, Reedish, Saunders, Sellers, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas,

Thompson, Warley, Whipper, White, Wilkes, Wilson, Wofford and Yocom.—76.

Those voting in the negative are :

Messrs. Crews, Dennis, Ferguson, Hurley, Jones, T. D. McDowell, Mobley, O'Connell, Rivers and Singleton.—10.

Mr. BYAS moved to reconsider the vote just taken.

Mr. JERVEY moved to lay the motion on the table.

On this Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 76 ; nays, 11. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Bass, Berry, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, J. Davis, T. A. Davis, Doyle, Elliott, Ellison, Evans, Ford, Frost, Gaither, Gantt, Giles, Goggins, S. Greene, Hagood, Hardy, Harris, Hart, Hayne, Henderson, Humbert, Humphries, Hunter, Hurley, Jamison, Jervy, Johnson, Keith, Kuh, Levy, Litchfield, Lloyd, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Miles, Moore, Mickey, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Ramsay, Rivers, Saunders, Sellers, Small, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson and Yocom.—76.

Those voting in the negative are :

Messrs. Bascomb, Crews, Dennis, Ferguson, Jackson, Jones, Lee, Mobley, Reedish, Singleton and Smart.—11.

Mr. BYAS moved to reconsider the vote just taken, and postpone the consideration of the same until February 10th.

Mr. JERVEY moved to lay the motion on the table.

On this Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 77 ; nays, 7. Agreed to.

Those voting in the affirmative are :

Messrs Allen, Bascomb, Bass, Berry, Bosemon, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, Jas. Davis, T. A. Davis, Duncan, Elliott, Ellison, Evans, Ferguson, Ford, Gaither, Gantt, Giles, Goggins, S. Greene, Hagood, Hardy, Harris, Hart, C. D. Hayne, Jas. N. Hayne, Henderson, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Jervy, Johnson, Keith, Kuh, Lee, Levy, Litchfield, Lloyd, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Miles, Moore, Mickey, Nehemias, Nuckles, Pendergrass, Reedish, Rivers, Saunders, Sellers, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, Wm. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes and Wilson.—77.

Those voting in the negative are:

Messrs. Crews, Dennis, Jones, Nerland, O'Connell, Ramsay and Singleton.—7.

Mr. WHIPPER moved to reconsider the vote just taken, and make it the Special Order for February 11.

Mr. JERVEY called for the previous question on the whole matter, and the call was sustained.

On the main question, which was the motion (by Mr. Whipper) to reconsider the vote making a former motion the Special Order for February 10 the Special Order for February 11,

Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 15; nays, 68. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Briggs, Crews, Dennis, Ferguson, C. D. Hayne, J. N. Hayne, Jackson, Johnson, Lee, W. J. McDowell, Moore, Nerland, Reedish and Rivers.—15.

Those voting in the negative are:

Messrs. Allen, Bass, Berry, Bosemon, Bryan, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, T. A. Davis, Duncan, Ellison, Evans, Ford, Gaither, Gantt, Giles, Goggins, S. Greene, Hagood, Hardy, Harris, Hart, Henderson, Humbert, Humphries, Hunter, Hurley, Jamison, Jervy, Jones, Keith, Kuh, Levy, Litchfield, Lloyd, Lyle, Maddocks, T. D. McDowell, Miles, Mobley, Mickey, Nehemias, Nuckles, O'Connell, Pendergrass, Ramsay, Saunders, Sellers, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson and Wofford.—68.

The question recurred on the motion (by Mr. Byas) to reconsider the vote whereby a motion to make a Special Order for February 10, was laid on the table.

Mr. BYAS rose to a point of order, and stated that Mr. Jervy did not call the previous question on the whole matter.

The SPEAKER ruled that the point was not well taken, as the previous question had been called (by Mr. Jervy) on the whole matter.

Mr. BYAS appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?" Mr. C. D. HAYNE called for the yeas and nays.

Pending the call, Mr. BYAS rose and asked leave to explain his vote.

The Chair ruled that, under the Rules, no member could be allowed to explain his vote.

Mr. BYAS appealed from the decision of the Chair.

On the question, "Shall the decision of the Chair be sustained?" he called for the yeas and nays.

Pending this call, Mr. C. D. HAYNE rose and asked to be excused from voting.

The Chair ruled that, under the Rules, no member could be excused from voting during the call of the yeas and nays.

Mr. C. D. HAYNE appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?" Mr. C. D. HAYNE called for the yeas and nays.

Pending this call Mr. DENNIS moved that the House do now adjourn.

The Chair ruled that a motion to adjourn or take a recess was not in order whilst the House was under the operation of the previous question, or during a call of the yeas and nays.

Mr. DENNIS appealed from the decision of the Chair.

On the question, "Shall the decision of the Chair be sustained?" he called for the yeas and nays, which were taken, and are as follows :

Yeas, 76 ; nays, 3. The decision of the Chair was sustained.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Bass, Bosemon, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Crews, Crittenden, Dannerly, J. Davis, T. A. Davis, Doyle, Duncan, Elliott, Ellison, Evans, Ferguson, Ford, Gaither, Gantt, Giles, Goggins, S. Greene, J. A. Green, Hagood, Hardy, Harris, Hart, Humbert, Humphries, Hunter, Hurley, Jackson, Jervey, Johnson, Keith, Kuh, Lee, Litchfield, Lloyd, Lyle, T. D. McDowell, W. J. McDowell, Miles, Mobley, Moore, Mickey, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Ramsey, Reedish, Rivers, Saunders, Sellers, Simons, Singleton, Smart, R. M. Smith, Sullivan, Sumpter, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, White, Wilkes, Wilson and Yocom.—76.

Those voting in the negative are :

Messrs. Dennis, Tarlton and Whipper.—3.

The call of the yeas and nays, on the appeal by Mr. C. D. HAYNE from the decision of the Chair, on the request to be excused from voting, was continued.

Mr. C. D. HAYNE arose and desired to withdraw the appeal.

The Chair ruled that the appeal could not be withdrawn unless the call for the yeas and nays was first withdrawn.

Mr. C. D. HAYNE appealed from the decision of the Chair.

On the question, "Shall the decision of the Chair be sustained?" Mr. C. D. HAYNE called for the yeas and nays.

Pending this call, Mr. C. D. HAYNE moved that the consideration of the appeal be made the Special Order for Monday, January 30.

The Chair ruled that such a motion was not in order during the call.

Mr. C. D. HAYNE appealed from the decision of the Chair.

On the question, "Shall the decision of the Chair be sustained" Mr. C. D. HAYNE called for the yeas and nays.

Pending this call Mr. C. D. HAYNE arose and moved to indefinitely postpone the consideration of the appeal.

The SPEAKER ruled the motion not in order, as it was similar in import to the previous motion, to make the appeal a Special Order for a future day.

Mr. C. D. HAYNE appealed from the decision of the Chair.

On the question, "Shall the decision of the Chair be sustained?" Mr. C. D. HAYNE called for the yeas and nays.

Pending this call, Mr. C. D. HAYNE moved to lay on the table the appeal, and all matters relevant thereto.

The Chair ruled that no such motion was in order during the call.

Mr. C. D. HAYNE appealed from the decision of the Chair, and called for the yeas and nays.

Prior to the call, Mr. BYAS rose and desired to speak upon the subject of the appeal.

The Chair ruled that no debate was in order under the operation of the previous question.

Mr. BYAS appealed from the decision of the Chair, and called for the yeas and nays.

Pending this call, Mr. WHIPPER asked permission to withdraw from the House.

The Chair ruled that, during the call of the yeas and nays, he could not ask leave to withdraw.

Mr. WHIPPER appealed from the decision of the Chair, and on the question "Shall the decision of the Chair be sustained?"

Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 76 ; nays, 2. The decision of the Chair was sustained.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Bass, Briggs, Bryan, Byas, L. Cain, Corwin, Crews, Crittenden, Dannerly, J. Davis, T. A. Davis, Elliott, Ellison, Evans, Ferguson, Frost, Gaither, Gantt, Giles, Goggins, S. Greene, J. A. Green, Hagood, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Jones, Keith, Kuh, Levy, Litchfield, Lyle, Maddocks, W. J. McDowell, Miles, Mobley, Moore, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Ramsay, Reedish, Saunders, Sellers, Simons, Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, White, Wilkes, Wilson, Wofford and Yocom.—76.

Those voting in the negative are :

Messrs. Bascomb and Dennis —2.

Prior to the call of the yeas and on the appeal (by Mr. Byas) on decision of the Chair, ruling that debate was not in order, under the operation of the previous question,

Mr. BYAS offered a substitute for the whole matter.

The Chair ruled that it was not in order to offer a substitute.

Mr. BYAS appealed from the decision of the Chair.

On the question " Shall the decision of the Chair be sustained?"

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 58 ; nays, 3. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Bass, Bryan, L. Cain, E. Cain, Corwin, Crews, Crittenden, Dannerly, J. Davis, T. A. Davis, Duncan, Ellison, Evans, Ferguson, Ford, Giles, Goggins, Hagood, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Humphries, Hunter, Jackson, Jervey, Jones, Keith, Kuh, Lee, Litchfield, Lyle, W. J. McDowell, Miles, Mobley, Nuckles, Pendergrass, Ramsay, Rivers, Saunders, Sellers, Singleton, Small, A. Smith, R. M. Smith, Sullivan, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson and Wofford.—58.

Those voting in the negative are :

Messrs. Dennis, J. A. Green and Humbert.—3.

The SPEAKER stated that a quorum had not voted, and, therefore, declared the vote lost.

On motion of Mr. BYAS, at 3:30 P. M., the House adjourned till Monday next, at 12 M.

MONDAY, JANUARY 30, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev W. D. Harris, Chaplain.

The House being under the operation of the previous question, the call of the yeas and nays on the appeal from the decision of the Chair, ruling that the offering of a substitute (by Mr. Byas) for the whole matter unde

consideration, viz: Resolution (by Mr. Jervcy) for the appointment of a Committee of thirty-one to investigate the expenses of fitting up the Hall of the House of Representatives, and all motions relevant thereto, was continued.

Mr. BYAS withdrew the appeal and the call for the yeas and nays.

The several motions, appeals and calls for the yeas and nays were severally withdrawn to the motion (by Mr. Byas) to reconsider the vote whereby the vote to make a Special Order for February 10th was laid on the table, which was the main question before the House.

On the question "Shall the main question now be put?" it was decided in the negative, and the previous question was exhausted.

The several motions for reconsideration of the votes taken, and to make the consideration of the same Special Orders for days specified, were severally withdrawn.

The motion (by Mr. Whipper) to reconsider the vote whereby the Resolution was adopted was again considered.

On this Mr. LEVY called for the yeas and nays, which were taken, and are as follows :

Yeas, 49; nays, 42. Agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, Berry, Byas, Dannerly, J. Davis, T. A. Davis, Dennis, Farr; Ferguson, Gaither, Gantt, Giles, S. Greene, J. A. Green, Hardy, C. D. Hayne, J. N. Hayne, Humphries, Hurley, Jackson, Jamison, Jervcy, Jones, Kennedy, Lee, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, Singleton, Small, Smart, A. Smith, Sumpter, Warley, Whipper, Wilkes and Yocom.—49.

Those voting in the negative are :

Messrs. Adamsen, Allen, Andell, Bass, Boston, Briggs, L. Cain, E. Cain, Corwin, Crittenden, Doyle, Duncan, Elliott, Ellison, Evans, Ford, Garey, Goggins, Hagood, Harris, Hart, Henderson, Hough, Humbert, Hunter, Keith, Kuh, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, Miles, Perry, Sellers, R. M. Smith, Sullivan, Taylor, J. W. Thomas, Wilson and Wofford.—42.

The Resolution was taken up.

Mr. WHIPPER offered the following as a substitute :

Resolved, That a Committee of thirteen be appointed, to whom shall be referred all bills and accounts of every character whatsoever, connected with the fitting up of the House of Representatives, on which said bills and accounts the said Committee shall report to the House at the very earliest day practicable.

Resolved, further, That the said Committee shall investigate and report

to the House as to what disposition has been made of the furniture that was used in the buildings formerly occupied by the House.

Mr. BOSTON moved to lay the substitute on the table.

On this, Mr. L. CAIN called for the yeas and nays.

Pending the call, Mr. L. CAIN arose and asked to be excused from voting.

The Chair ruled that, under Rule 25, no member, during the call of the yeas and nays, could be allowed to say more than yea or nay.

Mr. L. CAIN appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?"

Mr. L. CAIN called for the yeas and nays, which were taken, and are as follows:

Yeas, 75; nays, 1. So the decision of the Chair was sustained.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Andell, Bascomb, Bass, Berry, Boston, Briggs, Byas, L. Cain, E. Cain, Corwin, Crittenden, Dannerly, J. Davis, T. A. Davis, Dennis, Doyle, Elliott, Ellison, Evans, Farr, Ferguson, Ford, Gantt, Garey, S. Greene, Hagood, Hardy, Harris, C. D. Hayne, Jas. N. Hayne, Henderson, Hough, Humphries, Hunter, Jackson, Jones, Keith, Kennedy, Kuh, Lee, Levy, Litchfield, Lloyd, Logan, Lyle, McDaniels, W. J. McDowell, Mead, Miles, Mobley, Moore, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Perry, Ramsy, Reedish, Rivers, Saunders, Sellers, Simons, Singleton, Smart, A. Smith, Sumpter, Taylor, Thompson, Wilkes, Wilson, Wofford and Yocom.—75.

Mr. Jamison voted in the negative.

The call of the yeas and nays, on the motion (by Mr. Boston) to lay on the table the substitute (by Mr. Whipper) was continued, resulting as follows:

Yeas, 43; nays, 46. So the motion to lay on the table the substitute was not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Andell, Bass, Boston, L. Cain, E. Cain, Corwin, Crittenden, Doyle, Elliott, Ellison, Evans, Ford, Garey, Goggins, S. Greene, Hagood, Harris, Hart, Henderson, Hough, Humbert, Keith, Kuh, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, McDaniels, W. J. McDowell, Miles, Perry, Ramsay, Sellers, R. M. Smith, Sullivan, Taylor, J. W. Thomas, Wilson and Wofford.—43.

Those voting in the negative are:

Messrs. Bascomb, Berry, Briggs, Byas, Dannerly, J. Davis, T. A. Davis, Dennis, Farr, Ferguson, Gaither, Gantt, Giles, Hardy, C. D. Hayne, J. N. Hayne, Humphries, Hunter, Hurley, Jackson, Jamison, Jervey, Jones, Kennedy, Lee, Mead, Mobley, Moore, Nehemias, Nerland,

Nuckles, Pendergrass, Reedish, Rivers, Saunders, Simons, Singleton, Small, Smart, A. Smith, Sumpter, W. M. Thomas, Thompson, Warley, Whipper and Wilkes.—46.

Mr JERVEY moved to amend the substitute by striking out the word "thirteen," and inserting in lieu thereof the word "fifteen."

Mr. L. CAIN moved to lay the amendment on the table.

On this he called for the yeas and nays, which were taken, and are as follows :

Yeas, 48; nays, 40. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Briggs, Byas, L. Cain, E. Cain, Corwin, Dannerly, T. A. Davis, Dennis, Ellison, Farr, Ferguson, Gaither, Garey, Giles, Goggins, J. A. Green, Harris, Hart, C. D. Hayne, J. N. Hayne, Humbert, Jackson, Jamison, Jones, Lee, Logan, Maddocks, W. J. McDowell, Mead, Mobley, Moore, Nehemias, Nuckles, O'Connell, Pendergrass, Rivers, Simons, Singleton, Small, Smart A. Smith, Wm. M. Thomas, Warley, Whipper and Yocom.—48.

Those voting in the negative are :

Messrs. Allen, Andell, Bass, Boston, Crittenden, J. Davis, Doyle, Elliott, Evans, Ford, Gantt, S. Greene, Hagood, Hardy, Henderson, Hough, Hunter, Jervey, Keith, Kennedy, Kuh, Levy, Litchfield, Lloyd, Lyle, Miles, Mickey, Perry, Ramsay, Saunders, Sellers, R. M. Smith, Sullivan, Sumter, Taylor, J. W. Thomas, Thompson, Wilkes, Wilson and Wofford.—40.

The SPEAKER ruled that the adoption of the motion laid the whole matter on the table.

The Sergeant-at-Arms annonced

Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 13.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, January, 28, 1871.

Hon Speaker of the House of Representatives:

SIR: I have the honor to transmit herewith a copy of the Report of the Sinking Fund Commission for the fiscal year ending 31st October, 1870.

The original Report was made at the beginning of the present session of the Legislature, and placed in the hands of the Printer for publication. He has not published it as yet, which accounts for the delay.

Very respectfully,

(Signed)

ROBERT K. SCOTT, Governor.

REPORT.

OFFICE OF SINKING FUND COMMISSION,
COLUMBIA, S. C., Novembr 18, 1870.

To the Senate and House of Representatives of the State of South Carolina:

GENTLEMEN: The Commissioners of the Sinking Fund, appointed under an Act entitled "An Act to provide for a Sinking Fund, and the management of the same," present to your honorable body a Report of the transactions of this Commission.

This Commission was organized on the second of March last, immediately after the adjournment of the Legislature, and proceeded to dispose of the unremunerative property that belonged to the State.

We encountered many difficulties in prosecuting our object, which hindered our progress somewhat. From information in our possession, we have reason to believe that there is much property in the County of Charleston, both in the city and outside of it, which the State can justly claim. Steps have been taken to establish this claim.

We are also led to believe that there is property belonging to the State in the following Counties, namely: Greenville, Fairfield, Sumter and Beaufort.

The following statement will show our financial transactions from our organization to the end of the fiscal year, October 31, 1870 :

RECEIPTS.

Amount realized from sale of 21,698 shares of Greenville and Columbia Railroad Stock, at \$2.75 per share.....	\$59,669 50
Amount realized from sale of 240 shares of South Carolina and South Western Railroad Bank Stock, at \$45 per share.....	10,800 00
Amount received from Governor R. K. Scott, as net proceeds of sale of building material in State House yard.....	3,014 70
Amount realized from sale of 4,000 shares of Cheraw and Coalfield (now Cheraw and Salisbury) Railroad Company, at \$3.75 per share.....	15,000 00
Amount realized from sale of real estate, namely: four acres on Arsenal Hill, near the Executive Mansion, and one acre on Main Street, rear of State House.....	6,965 00
Total	<u>\$95,449 20</u>

EXPENDITURES.

Amount expended for purchase of \$100,000.00 of South Carolina Bonds.....	\$81,937 50
Amount expended for commissions on sale of real estate.....	348 25
Advertisements	192 30
Stamps and Stationery.....	32 95
Surveying.....	57 50
Expended for searches of property.....	224 00
Total.....	<u>\$82,792 50</u>

RECAPITULATION.

Total amount expended.....	\$82,792 50
Total amount realized.....	95,449 20
Balance on hand.....	<u>\$12,656 70</u>
(Signed)	J. H. RAINEY, Secretary.

The Message and accompanying document were referred to the Committee on Ways and Means.

Also, the following :

MESSAGE FROM THE GOVERNOR, No. 14.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, January 30, 1871.

To the Hon. F. J. MOSES, Jr., Speaker of the House of Representatives :

SIR: I have the honor to return to the House, in which it originated, without my approval, the "Act to levy an additional tax of one (1) mill on the dollar for County purposes, Georgetown County," for the following reasons ;

The general tax upon property for State and County purposes is deemed to be sufficiently large to cover all necessary expenditures, and for that County and a few others there is already a tax of from one and a half to two mills more than is required to meet the current expenses of most other Counties in the State. I can therefore see no just reason why this additional tax should be imposed upon the people. I feel it my duty, in this connection, to urge upon the General Assembly the passage of an Act regulating and restricting the expenditure of the public moneys by the County Commissioners, and am confident that such restriction would

make even a less appropriation than has already been made sufficient to meet all legitimate demands upon them.

I have the honor to be,

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

On motion of Mr. JONES, the consideration of the Message was made the Special Order for to-morrow at 2 P. M.

The following named member, who had not previously attended, appeared at the Clerk's desk, was duly qualified, and took his seat:

Mr. A. P. Holmes, Colleton County.

Mr. LEE introduced the following Resolution, which was adopted:

Whereas the Hon. Wade Perrin, member elect of this House from the County of Laurens, was murdered in the late riot at Laurens; and whereas the body of the said Wade Perrin is now in this city, and his funeral will take place at 3 P. M. this day; therefore,

Be it resolved, That this House do now take a recess until that hour, and that the use of the Hall of the House of Representatives be granted for the funeral ceremonies, and that a message be sent to the Senate inviting that body to be present.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 31.

IN THE SENATE, COLUMBIA, S. C., January 30, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it accepts the invitation of your House to attend at 3 P. M. this day, in the Hall of the House of Representatives, to hear the funeral oration on Mr. Wade Perrin, late a member of the House of Representatives from Laurens County.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President of Senate *pro tem*.

The House then, at 2:10 P. M., took a recess until 3 P. M.

RECESS.

The House re-assembled at 3 P. M., in accordance with Resolution adopted.

The SPEAKER resumed the chair.

After the performance of the funeral ceremonies of Mr. Wade Perrin, in the Hall, the occasion being such as to prevent any actual business being done, the SPEAKER declared the recess taken until to-morrow, at 12 M., and the House of Representatives proceeded in a body to the place of interment.

TUESDAY, JANUARY 31, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WHIPPER, from the Committee on Ways and Means, reported back a Bill to redeem certain obligations therein named, and recommended that the Bill do not pass.

On motion of Mr. LEE, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for second reading.

Mr. HURLEY, from the Committee on Railroads, reported back a Joint Resolution requesting Congress to grant aid to complete the Blue Ridge Railroad, and recommended that the same be changed to a Concurrent Resolution.

On motion of Mr. DENNIS, the Report was laid on the table to take up the Resolution.

On motion of Mr. DENNIS, the Resolution was taken up, and immediately considered.

On motion of Mr. O'CONNELL, the further consideration of the Resolution was postponed, and made the Special Order for to-morrow, at 2 P. M.

PETITIONS, RESOLUTIONS, &c.

Mr. E. CAIN introduced the following Resolution :

Resolved, That a Committee of twenty-five be appointed to investigate

the expense of fitting up the hall of the House of Representatives, and report as early as practicable, and also to report as to what disposition had been made of the former furniture used in the hall and rooms connected therewith.

Mr. ELLIOTT moved to lay the Resolution on the table.

On this, Mr. BOSTON called for the yeas and nays, which were taken, and are as follows:

Yeas, 63; nays, 23. Agreed to.

Those voting in the affirmative are:

Messrs. Allen, Bascomb, Bosemon, Briggs, Byas, Dannerly, T. A. Davis, Dennis, Derrick, Duncan, Elliott, Evans, Farr, Ford, Gaither, Gantt, Gardner, Giles, Samuel Greene, John A. Green, Hagood, Hardy, Hart, C. D. Hayne, James N. Hayne, Hough, Humbert, Humphries, Hunter, Jackson, Jervey, Jones, Keith, Kennedy, Kuh, Lee, Levy, Litchfield, Lloyd, Logan, Lyle, Miles, Mobley, Mickey, Myers, Nehemias, O'Connell, Pendergrass, Ramsay, Reedish, Saunders, Sellers, Shanklin, Singleton, Abraham Smith, R. M. Smith, Sumpter, Warley, Whipper, Wilkes, Wilson, Wofford and Yocom.—63.

Those voting in the negative are:

Messrs. Adamson, Boston, Everidge Cain, Corwin, Ellison, Garey, Goggins, Guffin, Harris, Henderson, Maddocks, McDaniels, W. J. McDowell, Mead, Moore, Nuckles, Perry, Rivers, Small, Sullivan, Tarlton, Taylor and Williams.—23.

Mr. HURLEY, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to amend the charter of the King's Mountain Railroad Company."

Read the first time, and referred to the Committee on Railroads.

Also,

A Bill to charter the Yemasee and Millen Railroad Company, in South Carolina.

Read the first time, and referred to the Committee on Railroads.

Mr. FORD introduced

A Joint Resolution for the purpose of providing payment to the special Deputy State Constables, for services rendered at the late general election.

Read the first time, and referred to the Committee on Ways and Means.

Mr. BOSEMON, pursuant to notice, and by leave, introduced

A Bill to determine the day of election of the Mayor and Aldermen of the city of Charleston.

Read the first time, and referred to the Committee on Privileges and Elections.

Mr. DENNIS gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill requiring all parties instituting civil actions to provide by bond or otherwise for payment of costs before prosecuting.

Mr. LEVY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to define and regulate the jurisdiction of the Police Court of Charleston, S. C.

Mr. JONES gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal so much of an Act entitled "An Act to authorize a State loan to pay the interest on the public debt" as relates to the appointment of a Financial Agent.

Mr. GAREY introduced the following Resolution, which was adopted :

Resolved, That the Attorney-General be requested to inform this House immediately, the legal steps necessary to be taken for a full and complete report of the transactions of the Land Commission.

Mr. BOSTON gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to amend the charter of the Greenville and Columbia Railroad Company, and for other purposes therein mentioned.

Mr. HENDERSON introduced the following Resolution, which,
On motion of Mr. GARDNER, was laid on the table:

Whereas, the majority of this House are under the impression that entirely too much money has been expended for the purpose of fitting up this Hall; and, whereas, we, the members of this House, are under the impression that we have not been justly dealt with in the matter, and propose to have a thorough investigation, for the sake of the people and the impoverished State of South Carolina; therefore, be it

Resolved, That there be a Committee appointed, consisting of thirty members of the House of Representatives, for the purpose of investigating the entire character of the fitting up of said Hall; and said Committee shall have power to examine all accounts and everything relating to the nature of the fitting up of said Hall.

Mr. SHANKLIN, pursuant to notice, and by leave, introduced

A Bill to recharter Maxwell's Bridge, over Seneca River, in Oconee County.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. DOYLE, pursuant to notice, and by leave, introduced

A Bill to incorporate the Beaver Dam Baptist Church, of Oconee County.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to renew and amend the charter of the town of Branchville.

Read the first time, and referred to the Committee on Incorporations.

PAPERS FROM THE SENATE.

The Senate sent to this House,

A Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools in the State of South Carolina."

Read the first time, and referred to the Committee on Education.

Also, returned, with concurrence, the following :

A Resolution instructing the Clerks of both Houses to draw pay certificates to January 31, 1871 ;

Report of House Committee on Legislative Library on account of E. R. Stokes ;

Report of House Committee on Claims on the account of G. W. Garmany, M. D.

Also, sent the following :

A Bill to require the County Commissioners to report to the General Assembly.

Read the first time, and referred to the Committee on County Offices and Officers.

A Bill to amend Section 279 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of the State."

Read the first time, and referred to the Committee on the Judiciary.

A Bill to amend an Act to define the jurisdiction and duties of County Commissioners.

Read the first time, and referred to the Committee on County Offices and Officers.

A Bill to require County Treasurers to report to the General Assembly.

Read the first time, and referred to the Committee on Ways and Means.

A Joint Resolution authorizing the County Commissioners of Lancaster County to levy a special tax.

Read the first time, and referred to the Committee on Ways and Means.

A Bill to compel County Treasurers to receive County checks or warrants for County taxes, and other purposes.

Read the first time, and referred to the Committee on Ways and Means.

A Bill to incorporate the Pleasant Grove Baptist Church, in Darlington, S. C.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

A Joint Resolution authorizing the Keeper of the State House to purchase fifteen tons of coal for the use of the General Assembly and State officers.

Read the first time, and, on motion of Mr. WHIPPER, ordered to be placed on the Calendar without the usual reference to a Committee.

A Bill to renew and amend the charter of the town of Anderson.

Read the first time, and referred to the Committee on Incorporations.

Also, sent a Concurrent Resolution directing the Investigating Committee on the Land Commission to publish the evidence taken by them.

Mr. THOMPSON moved that the consideration of the Resolution be postponed, and made the Special Order for Monday, February 6, at 2 P. M.

On motion of Mr. KEITH, the whole matter was laid on the table, and a message sent to the Senate accordingly.

The SPEAKER laid before the House the following

COMMUNICATION :

EXECUTIVE DEPARTMENT,

STATE TREASURY OFFICE,

COLUMBIA, S. C., January 25th, 1871.

Hon. F. J. MOSES, Jr., Speaker of the House of Representatives :

SIR: I have the honor to acknowledge the receipt of Concurrent Resolution requiring the State Treasurer to report to the "General Assembly the reason why the appropriation for the Free Schools, for the fiscal years 1868-1869, also the poll tax for the same, has not been held sacred for the purpose for which it was intended ; also, why the orders of the State Superintendent of Education, issued for the payment of claims of teachers of Counties from which returns of poll tax have been received, are still delayed payment."

In reply to the requirements of this Resolution, I have the honor to state that, in their letters of advice, accompanying the transmittal of taxes collected, the County Treasurers have not specified on what special account these taxes were collected, but embodied them all in one general item of funds collected on account of taxes for the fiscal year, and no reliable information, except in one or two isolated cases, was received until the expiration of the fiscal year, which would enable me to make certain

calculation as to the actual amount collected on this account. I would, however, state, that with one or two exceptions, an excess of the amount of poll tax collected has been paid for the support of Free Schools in the Counties from which such revenue was derived.

In regard to the clause requiring an explanation as to the reason why "the amount of appropriation for the support of Free Schools has not been held sacred for the purposes for which it was intended," I have the honor to state that, on account of the lack of funds necessary to meet in full all the demands authorized by the different appropriations, I have made it a rule to pay all claims when presented, until the appropriation to which they belonged was exhausted. This rule I have followed out, except when the condition of the Treasury compelled me to decline making any payments.

It would have been utterly impossible for me to have made a pro rata division of the funds in the Treasury, in order to secure each appropriation its exact proportion, on account of the constant changes occurring, and the course which I have pursued was the only one left open to me.

Other appropriations are equally in arrears, the necessary consequence of the insufficiency of funds to meet them.

Very respectfully,

Your obedient servant,

(Signed)

NILES G. PARKER,

Treasurer State of South Carolina.

On motion of Mr. JONES, the further consideration of the communication was made the Special Order for Thursday, February 2d, at 2 P. M.

The SPEAKER presented accounts of the Daily Union and Carolina Printing Company.

Referred to the Committee on Contingent Accounts.

Mr. JONES presented accounts of the Sergeant-at-Arms for wood, coal and sundries furnished the House.

Referred to the Committee on Contingent Accounts.

The SPEAKER presented the Reports of the County Commissioners of Marlboro, Georgetown and Union Counties.

Referred to the Committee on Ways and Means.

Mr. Doyle obtained leave of absence for five days.

The House proceeded to the consideration of the

GENERAL ORDERS.

Report of the Board of Managers of Impeachment of Judge T. O. P. Vernon was taken up.

On motion of Mr. BYAS, the Report was received as information.

A Senate Bill to amend an Act entitled "An Act to establish a State Orphan Asylum" was taken up.

The Bill was read the second time, and ordered to be engrossed.

Report of the Sergeant-at-Arms on fitting up the Committee Rooms was taken up.

On motion of Mr. JERVEY, the Report was received as information.

A Bill to facilitate the punishment of crime was taken up.

The Bill was put upon its second reading.

The amendment recommended by the Committee to Section 2, by filling the blank between the words "exceed" and "as," was considered.

Mr. BYAS moved to amend the amendment by striking out the word "two," and inserting the word "fifteen."

Mr. MYERS moved to lay the amendment to the amendment on the table.

On this Mr. LEVY called for the yeas and nays, which were taken, and are as follows :

Yeas, 37 ; nays, 45 Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Bascomb, Bosemon, Crittenden, Derrick, Duncan, Evans, Gantt, Hart, J. N. Hayne, Hough, Hunter, Hurley, Jackson, Keith, Kuh, Lee, Levy, Litchfield, Lloyd, Lyle, Miles, Myers, Nehemias, Nerland, Sellers, Shanklin, Small, A. Smith, R. M. Smith, Sumpter, Taylor, Warley, Wilkes, Williams, Wilson and Wofford.—37.

Those voting in the negative are :

Messrs. Adamson, Andell, Boston, Byas, L. Cain, E. Cain, Corwin, Davis, Ellison, Ferguson, Gaither, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, Guffin, Hagood, Hardy, Harris, C. D. Hayne, Henderson, Humphries, Jamison, Jervy, Jones, Logan, Maddocks, McDaniels, Mead, Mobley, Moore, Mickey, Nuckles, Pendergrass, Perry, Ramsay, Reedish, Rivers, Simons, Singleton, Thompson, Whipper and Yocom.—45.

On motion of Mr. WHIPPER, the consideration of the Bill under consideration was suspended, to allow the introduction of a Report

Mr. WHIPPER, from the Special Committee appointed to draft suitable Resolutions of condolence on the death of the late Hon. Wade Perrin, of Laurens County, submitted the following Preamble and Resolutions, which were unanimously adopted :

Whereas the Hon. Wade Perrin, a Representative elect from Laurens County, was deliberately murdered by a band of lawless men in said County, on the night of the 20th day of October, 1870; and whereas there is no doubt that Mr. Perrin fell a martyr to the assertion of principles of free government and free speech; therefore,

Be it resolved, That in the death of Mr. Wade Perrin, member elect

from Laurens County, this House loses the services of an able and valued member ; society a genial and unobtrusive associate ; the State and nation a devoted patriot, and the Church of God a meek and faithful minister.

Resolved, That, deploring, as we do, the loss of one singularly free from anything that could give offence, we still more deplore and deprecate the existence of a spirit which leads to the commission of such deeds, and seeks, by violence and murder, to serve the ends of party.

Resolved, That, without a feeling of bitterness, or a desire for revenge, we, as members of the General Assembly of South Carolina, will earnestly address ourselves to the task of devising such laws as will more effectually secure to all ranks, classes and conditions of our society, the full and quiet enjoyment of life, liberty and property ; and we call upon all of the citizens of the State to render those laws effective, by aiding the officers to enforce their observance.

Resolved, That these Resolutions be entered upon the Journal of the House, and a copy of them be sent to the family of Mr. Perrin, with assurances of our unaffected sympathy in their sad bereavement ; and that the desk of the Speaker be draped with mourning for thirty days ; and that this House do now adjourn in respect to his memory.

The House then, at 3:25 P. M., adjourned till to-morrow, at 12 M.

WEDNESDAY, FEBRUARY 1, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The Roll was called, and a quorum announced.

Prayer by Rev. H. H. HUNTER.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. HAGOOD, from the Committee on Charitable and Religious Institutions, reported on certain Bills to recharter and incorporate various religious institutions by

A Bill to incorporate and recharter certain religious institutions.

Read the first time, and ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr WHIPPER gave notice that on to-morrow, or as soon thereafter as possible, he will introduce

A Bill to assist in erecting a Monument to the memory of Randolph, and other martyrs.

Also,

A Bill to provide for the widow and orphans of Wade Perrin, and others who have been murdered for their political opinions.

Mr. A. SMITH presented the petition of the Mount Pleasant Baptist Church, for Act of incorporation.

Referred to the Committee on Charitable and Religious Institutions.

Mr MOORE introduced the following Resolution, which was adopted:

Resolved, That the Committee on the Judiciary be instructed to report, forthwith, a Bill referred to said Committee entitled "A Bill for the protection of persons, property and the public peace."

The SPEAKER presented the account of J. A. Lederer, for services for summoning witnesses in the contested election case of the members from Spartanburg County.

Referred to the Committee on Contingent Accounts.

Mr. Wofford obtained leave of absence for four days.

Mr. JONES, pursuant to notice, and by leave, introduced

A Bill to repeal so much of an Act entitled "An Act to authorize a State loan to pay the interest on the public debt" as relates to the appointment of a Financial Agent.

Read the first time, and referred to the Committee on Ways and Means.

The SPEAKER announced as the Committee on the part of the House, to investigate the disposition of four million dollars of Blue Ridge Railroad Bonds, Messrs. Williams, Jervy and Hunter.

A message was sent to the Senate accordingly.

Mr. WILKES, pursuant to notice, and by leave, introduced

A Bill to establish a new judicial and election County from portions of the Counties of Abbeville, Anderson, Greenville and Laurens.

Read the first time, and referred to the Committee on Internal Improvements.

Mr. JONES introduced the following Resolution:

Whereas there is now before this House a large amount of business necessary to be transacted before its adjournment; and, whereas, both houses have adopted the Resolution to adjourn March 1st: therefore,

Be it resolved, That so much of the Rule of this House requiring it to meet at 12 M. be, and the same is hereby, rescinded, and, that, in lieu

thereof, this House meet daily as follows: 11 A. M., and adjourn at 2 P. M.; meeting again at 4 P. M.

Mr. MOBLEY moved to indefinitely postpone the Resolution.

On this, Mr. SINGLETON called for the yeas and nays, which were taken, and are as follows:

Yeas, 43; nays, 50. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, E. Cain, Dannerly, T. A. Davis, Dennis, Elliott, Evans, Farr, Ferguson, Ford, Gaither, Gantt, Garey, Giles, Goodson, Hardy, Hart, C. D. Hayne, J. N. Hayne, Henderson, Humbert, Humphries, Hunter, Jamison, Keith, Kenndy, Lang, Lee, Lloyd, Lyle, Maddocks, McDaniels, Mobley, Moore, Nuckles, O'Connell, Pendergrass, Smart, A. Smith, Tarlton, J. W. Thomas, Whipper and Wofford.—43.

Those voting in the negative are:

Messrs. Allen, Andell, Bascomb, Berry, Boston, Briggs, Byas, L. Cain, Corwin, Crittenden, J. Davis, Derrick, Duncan, Ellison, Gardner, Goggins, S. Greene, Guffin, Hagood, Holmes, Hough, Jackson, Jervey, Jones, Levy, Litchfield, T. D. McDowell, Mead, Miles, Mickey, Myers, Nehemias, Perry, Ramsay, Reedish, Saunders, Sellers, Shanklin, Simons, Singleton, R. M. Smith, Sullivan, Sumpter, Taylor, Thompson, Warley, Wilkes, Williams, Wilson and Yocom.—50.

Pending the further consideration of the Resolution, at the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to establish a new Judicial and Election County from portions of the Counties of Barnwell, Edgefield, Lexington and Oranburg.

Mr. L. CAIN moved to postpone the further consideration of the Bill until March 15.

Mr. JAMISON moved to indefinitely postpone the motion.

On this Mr. L. CAIN called for the yeas and nays, which were taken, and are as follows:

Yeas, 61; nays, 31. Agreed to.

Those voting in the affirmative are:

Messrs. Allen, Andell, Bascomb, Berry, Bosemon, E. Cain, Crittenden, J. Davis, T. A. Davis, Dennis, Duncan, Elliott, Ellison, Ferguson, Ford, Gantt, Gardner, Giles, Goodson, J. A. Green, Hagood, Hardy, C. D. Hayne, J. N. Hayne, Holmes, Hunter, Hurley, Jamison, Jervey, Levy, Lloyd, Lyle, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nehemias, Nuckles, Pendergrass, Perry, Ramsay, Saunders, Sellers, Shanklin, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, J. W. Thomas, Thompson, Warley, Whipper, Wilkes, Wilson and Wofford —61.

Those voting in the negative are :

Messrs. Adamson, Boston, Briggs, Byas, L. Cain, Corwin, Dannerly, Derrick, Farr, Gaither, Garey, Goggins, S. Greene, Guffin, Hart, Henderson, Hough, Humbert, Humphries, Jackson, Keith, Kennedy, Lang, Lee, McDaniels, T. D. McDowell, O'Connell, Reedish, Rivers, Simons and Yocom.—31.

Mr. THOMPSON moved to postpone the further consideration of the Bill, and make it the Special Order for Wednesday, February 8, at 2 P. M

A discussion ensued,

Pending which, at the hour of 1:30 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to regulate all contracts for farm labor.

On motion of Mr. C. D. HAYNE, the Special Order was suspended until the conclusion of the business before the House

The consideration of the Special Order for 1 P. M. was renewed.

Mr. SIMONS called the previous question on the whole matter, and the call was sustained.

The question being taken on the motion (by Mr. Thompson) to make the consideration of the Bill the Special Order for February 28, at 2 P. M.

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 32; nays, 56. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bryan, Byas, L. Cain, E. Cain, Corwin, Dannerly, Derrick, Ellison, Ford, Gaither, Garey, Giles, Goggins, J. A. Green, Henderson, Hough, Humbert, Jackson, Johnson, Jones, Lang, Lee, Lloyd, McDaniels, W. J. McDowell, Mickey, Pendergrass, Reedish, Rivers, Tarlton and Yocom.—32.

Those voting in the negative are :

Messrs. Allen, Andell, Bascomb, Bosemon, Briggs, T. A. Davis, Duncan, Evans, Farr, Ferguson, Gantt, Gardner, Goodson, S. Greene, Guffin, Hagood, Hart, C. D. Hayne, J. N. Hayne, Holmes, Humphries, Hunter, Jamison, Keith, Kennedy, Litchfield, Lyle, Maddocks, T. D. McDowell, Miles, Mobley, Moore, Myers, Nehemias, Nuckles, O'Connell, Perry, Ramsay, Saunders, Sellers, Shanklin, Simons, Singleton, Small, A. Smith, R. M. Smith, Sumpter, Taylor, J. W. Thomas, Warley, Whipper, Wilkes, Williams, Wilson and Wofford.—56.

The Bill was put upon its second reading.

On the question "Shall the main question now be put?" (the main question being the passage of Section 1 to a third reading,)

Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 62; nays, 27. Agreed to.

Those voting in the affirmative are:

Messrs. Allen, Andell, Bascomb, Berry, Bosemon, Briggs, Bryan, Byas, E. Cain, T. A. Davis, Dennis, Duncan, Evans, Ferguson, Ford, Gardner, Giles, Goodson, S. Greene, Hagood, Hart, C. D. Hayne, Jas. N. Hayne, Humphries, Hunter, Jamison, Jervey, Jones, Kennedy, Lloyd, Lyle, McDaniels, T. D. McDowell, W. J. McDowell, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Saunders, Sellers, Shanklin, Simons, Singleton, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, J. W. Thomas, Warley, Wilkes, Williams, Wilson, Wofford and Yocom.—62.

Those voting in the negative are:

Messrs. Adamson, L. Cain, Corwin, Dannerly, Derrick, Elliott, Ellison, Farr, Gaither, Gantt, Garey, Goggins, J. A. Green, Guffin, Hough, Humbert, Jackson, Johnson, Keith, Lang, Lee, Litchfield, Maddocks, Reedish, Rivers, Small and Smart—27.

On the question of passing Section 2 to a third reading,

Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 67; nays, 18. Agreed to.

Those voting in the affirmative are:

Messrs. Allen, Andell, Bascomb, Berry, Bosemon, Bryan, Byas, E. Cain, T. A. Davis, Dennis, Duncan, Elliott, Evans, Ferguson, Ford, Gantt, Giles, Goodson, Sam'l Greene, J. A. Green, Hagood, Hart, C. D. Hayne, J. N. Hayne, Humphries, Hunter, Hurley, Jamison, Jervey, Johnson, Jones, Kennedy, Litchfield, Lloyd, Lyle, McDaniels, T. D. McDowell, W. J. McDowell, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Nuckles, Pendergrass, Perry, Reedish, Saunders, Sellers, Shanklin, Simons, Singleton, Smart, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, J. W. Thomas, Warley, Whipper, Wilkes, Williams, Wilson, Wofford and Yocom.—67.

Those voting in the negative are:

Messrs. Adamson, L. Cain, Corwin, Dannerly, Derrick, Ellison, Farr, Goggins, Hardy, Henderson, Humbert, Jackson, Keith, Lang, Lee, Maddocks, Rivers and Small.—18.

Mr. BYAS moved a reconsideration of the vote just taken.

The Chair ruled that no motion could be entertained during the operation of the previous question.

Mr BYAS appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?"

Mr BYAS called for the yeas and nays.

Prior to the call of the roll, Mr. BYAS arose to speak on the subject of the appeal.

Mr. WHIPPER rose to a point of order, that no debate was in order, The Chair ruled the point well taken.

Mr. BYAS appealed from the decision of the Chair.

On the question, "Shall the decision of the Chair be sustained?"

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 80 ; nays —. So the decision of the Chair was sustained.

Those voting in the affirmative are :

Messrs. Allen, Andell, Bascomb, Bosemon, Boston, Bryan, Byas, L. Cain, E. Cain, Corwin, Dannerly, Dennis, Derrick, Duncan, Elliott, Ellison, Evans, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, J. A. Green, Hagood, Hardy, Hart, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Humbert, Humphries, Hunter, Hurley, Jamison, Jervey, Johnson, Keith, Lee, Levy, Litchfield, Lloyd, Lyle, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Miles, Mobley, Moore, Myers, Nehemias, Nuckles, Pendergrass, Ramsay, Rivers, Saunders, Sellers, Shanklin, Simons, Singleton, Small, Smart, R. M. Smith, Sumpter, Tarlton, Taylor, J. W. Thomas, Warley, Whipper, Wilkes, Williams, Wilson and Yocom.—80.

Those voting in the negative are :

None.

The call of the yeas and nays on the previous appeal, taken by Mr. Byas, was continued, resulting as follows :

Yeas, 83 ; nays, 0. So the decision of the Chair was sustained.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Andell, Bascomb, Berry, Bosemon, Boston, Byas, Lawrence Cain, Everidge Cain, Dannerly, T. A. Davis, Dennis, Derrick, Duncan, Elliott, Ellison, Evans, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Samuel Greene, John A. Green, Hagood, Hardy, Hart, C. D. Hayne, James N. Hayne, Henderson, Holmes, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Jervey, Johnson, Keith, Lang, Lee, Levy, Litchfield, Lyle, Maddocks, McDaniels, W. J. McDowell, Miles, Moore, Mickey, Myers, Nehemias, Nuckles, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Sellers, Shanklin, Simons, Singleton, Small, Abraham Smith, R. M. Smith, Sumpter, Tarlton, Taylor, J. W. Thomas, Warley, Whipper, Wilkes, Williams, Wilson, Wofford and Yocom.—83.

Those voting in the negative are :

None.

On the question of passing Section 2 to a third reading,

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 50 ; nays, 26. Agreed to.

Those voting in the affirmative are :

Messrs. Andell, Bascomb, Bosemon, Briggs, E. Cain, T. A. Davis, Dennis, Elliott, Ellison, Ferguson, Ford, Gantt, Gardner, Giles, Goggins, S. Greene, Hagood, Hardy, C. D. Hayne, J. N. Hayne, Holmes, Hunter, Jamison, Jones, Litchfield, Lyle, Mead, Miles, Mobley, Moore, Mickey, Myers, Nehemias, O'Connell, Pendergrass, Perry, Ramsay, Saunders, Sellers, Singleton, Smart, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, Warley, Wilkes, Wilson and Wofford.—50.

Those voting in the negative are :

Messrs. Adamson, Allen, Boston, Byas, L. Cain, Corwin, Dannerly, Derrick, Farr, Gaither, Garey, J. A. Green, Guffin, Hart, Henderson, Humbert, Johnson, Keith, Lang, Lee, Maddocks, McDaniels, Nuckles, Reedish, Rivers and Small.—26.

Mr. BYAS arose to a question of privilege, and, whilst occupying the floor, yielded, per request, for a motion to adjourn.

The SPEAKER stated that, as a quorum was not present, the motion was in order.

The House then, at 3:30 P. M., on motion of Mr. HUNTER, adjourned till to-morrow at 12 M.

THURSDAY, FEBRUARY 2, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. B. H. Williams, of Marion.

The House being under the operation of the previous question, the consideration of a Bill to establish a new Judicial and Election County from portions of the Counties of Barnwell, Edgefield, Lexington and Orangeburg was resumed.

The main question being the passage of Section 3 to a third reading,

On the question "Shall the main question now be put?" it was decided in the negative, and the previous question was exhausted.

The Bill was ordered to lie over, to consider the business of the morning hour.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. FROST, from the Committee on Education, reported back a Bill to regulate the salaries of School Commissioners, and recommended it do not pass.

Also,

A Bill to amend an Act to establish and maintain a system of free common schools for the State of South Carolina, and recommended its passage, with the following amendments, viz: Strike out all of Sections 3 and 5, and in Section 4 strike out all after the word "they," in seventh line, and insert in lieu thereof the following words, to wit: "State Board of Education."

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. WILKES, from the Committee on the Judiciary, reported back a Senate Bill to provide for the protection of persons, property and the public peace, and recommended it do pass, with the following amendments:

1. To strike out the word "threaten" where it occurs in the first and second Sections of the Bill.

2. To strike out the words "to use all proper means" in the sixth Section of the Bill.

3. To insert the word "of" after the word "fine," and also after the word "imprisonment," in the seventh Section of the Bill.

4. To insert the words "shall be," between the words "or" and "injured," in the eighth Section.

5. To strike out the words "or the," between the words "home" and "building," and to insert the words "may have," between the words "they" and "sustained," in the ninth Section of the Bill.

6. To insert the words "or Justice of the Peace," after the words "Trial Justice," wherever they occur, in the tenth Section of the Bill.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading

Mr. WHIPPER, from the Committee on Ways and Means, reported on the petition of Messrs Risley and Creighton, by

A Joint Resolution directing the State Treasurer to refund Messrs. Risley and Creighton \$603.78, taxes over paid by them.

Read the first time, and ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, submitted a Report from the majority of the Committee, recommending the rejection of the claims of John S. Simms, Gad S. Johnson and James Holmes, for services as school teachers in Edgefield County.

Mr. LEE, from the Committee on Claims, presented the minority Report, and recommended that the accounts be paid.

On motion of Mr. LEE, the consideration of the Reports were made the Special Order for to-morrow, at 1 P. M.

Mr. BYAS, from the Committee on Claims, reported back the accounts of James Boston, C Cannon, Peter Simmons, Isaac Ruff, George Franklin, Mary Wesley, Ann Dorcas, as witnesses for State before the Military Court, and recommended that they be returned to the claimants.

On motion of Mr. BYAS, the Report was laid on the table, and the accounts taken up and considered.

Mr. BYAS moved that the accounts be ordered to be paid.

Mr. GOODSON moved to lay the motion on the table. Agreed to.

Mr. NERLAND moved to recommit the accounts to the Committee on Claims.

On motion of Mr. JAMISON, the motion to recommit was laid on the table.

Mr. JAMISON moved to make the consideration of the matter the Special Order for Tuesday next.

On motion of Mr. GOODSON, the motion to postpone was laid on the table.

Mr. BYAS moved to postpone the consideration of the claims for ten days.

On motion of Mr. KEITH, the whole matter was laid on the table.

Mr. JERVEY, from the Committee on Privileges and Elections, submitted the following Reports :

REPORT—UNFAVORABLE.

Your Committee, to whom was referred the protest of William Littlefield and S. P. Singleton, of Chesterfield County, beg leave to report that they have had the same under consideration, and recommend that the present sitting members be allowed to retain their seats.

Your Committee, at its first meeting held to consider the protest, by request of counsel for the contestants and contestees, adopted a Resolution authorizing both parties to take testimony, in the County of Chesterfield, before some officer authorized by law to take depositions, and that the officer before whom the testimony was so taken be ordered to forward the same to your Committee under seal; and that both parties give the adverse party ten (10) days' notice that he will so take testimony before an officer.

Your Committee adopted this Resolution for the purpose of giving both parties a chance to examine and cross-examine witnesses, and to save unnecessary expense to the State and trouble to your Committee.

Your Committee, finding that the counsel for the contestants, after asking for the adoption of the above-named Resolution, did *not* care to avail himself of the opportunity, and, by his request, had a meeting, at which time the counsel submitted some documentary evidence, and said that he desired that the case should be acted upon. Upon those documentary evidence, the evidence so submitted by the counsel for the contestants, was, that the County Board of Canvassers had no right to make a supplementary report.

Your Committee, after due and mature consideration, came to the following conclusions :

1st. That the returns would not have been completed unless the supplementary report is counted ; and, further, that the return of the whole number of votes cast in the County could not be known if the supplementary report is excluded ; for, in the opinion of your Committee, the will of the voters of the County could not be ascertained unless they counted all the votes cast in the County.

2d. That your Committee are of the opinion that there was no intimidation used, and, if there were, it could not have been to such an extent as to alter the votes polled.

3d. Your Committee are of the opinion that the law did not intend that the County Board of Canvassers should throw out any precinct, for your Committee are unable to place any such construction upon the law.

Your Committee construe the law to mean that the County Board of Canvassers shall transmit all papers, and make such statements as the nature of the case may require ; for the law distinctly reads "that they shall make such statements thereof as the nature of the election shall require."

When the law reads so plain, your Committee are compelled to be of the opinion that it means that they should transmit all papers appertaining to the matter, whether it is made out on two separate papers or not.

It would be well, perhaps, to state that one of the grounds for the protest is, that the County Board had no right to make a supplementary report of that precinct. Now, the Committee thinks that the intimidation would not be sufficient cause, under the law, to warrant them to do so. In fact, they have no right, under the law, to do anything but to canvass the votes, and make return thereof to the State Board.

Now, your Committee, as they before stated, cannot understand the law to mean, because intimidation was used at a poll, that that would be sufficient cause to ignore the voters of that precinct, when, so far, it was not proven.

Your Committee, feeling that they have done their duty in the premises in making the foregoing recommendation, submit the matter for your consideration.

All of which is respectfully submitted.

(Signed)

BENJ. A. BOSEMON, JR.,
JOHN C. SELLERS,
T. R. BASS,
BENJ. BYAS,

REPORT—FAVORABLE.

We, the undersigned, members of the above-named Committee, ask leave to submit the following minority report:

We could not concur in the report of the majority, for the reasons hereinafter set forth:

We could not believe that the parties taking affidavit, which was submitted to your Committee, intend, or did purge themselves, for those affidavits distinctly set forth and substantiated the ground set forth in the protest of the contestants. They allege that there was intimidation used; and we are of the opinion that there was intimidation.

2d. If there was no intimidation used, why should the Managers of that precinct should have submitted their report under a protest, besides affidavits setting forth that there have been intimidation, and that votes were taken out of the hands of the voters and others put in, and telling them they must vote that and no other?

3rd. The Managers having submitted the box with the votes to the County Board of Canvassers, they deem it their duty not to exclude that precinct with the others, but submitted a supplementary report. Now, we contend that the supplementary report is not known in the law. While the law says, "they shall make such statements thereof as the nature of the election shall require," we do not understand it to mean that they shall submit a supplementary report, if the Managers say that there was intimidation used at such a precinct.

4th. It appears to us that the mere fact that the Managers of Election have submitted affidavits to the effect that there was intimidation used, is sufficient cause to exclude the supplementary report, for they certainly would not have taken affidavits to the effect, unless there was good cause for doing so, and we certainly believe that the supplementary report is unknown to the law.

5th. If the Contestees are so much in the majority, as they contend they are, and as will appear by the records, why should they have intimidated votes? for they could have carried the election any way.

The minority of your Committee, feeling that it is their duty to submit this report for the reasons herein set forth, would ask that you give it that

consideration it deserves, and look into the consideration that prompted your Minority Committee to pursue the course they have.

All of which is respectfully submitted.

(Signed)

W. R. JERVEY, Chairman.
W. J. WHIPPER,
SAM'L. J. LEE,
O. R. LEVY.

On motion of Mr. JERVEY, the consideration of the Reports was made the Special Order for to-morrow, at 1:30 P. M.

Also, from the same Committee, the following

REPORT.

The Committee on Privileges and Elections, to whom was referred the memorial of Javan Bryant and others, of Spartanburg County, beg leave to report that they have had the same under consideration, and ask leave to submit the following report :

Your Committee had the case up two or three times ; subpoenaed witnesses (five on each side) to appear before them. The Sergeant-at-Arms reports that, for the contestants, he subpoenaed two of the witnesses, who have not appeared according to the subpoenas. Your Committee are unable to proceed further in the case unless the witnesses are made to appear. We, therefore, ask the House to grant us privilege to issue writ of attachment against said witnesses (who failed to appear according to the subpoenas) for contempt, and ask for further time to consider the case.

The Report was ordered to lie over.

Mr. JONES, from the Committee on Incorporations, reported back the following, and recommended that they do pass :

A Senate Bill to incorporate the Rock Hill Hook and Ladder Company ;

A Senate Bill to incorporate the Champion Hook and Ladder Company, of Chester ;

A Senate Bill to charter the Town of Hamburg, with amendments :

In Section 8, in the third line, strike out the words " make and," and strike out the words, in the eleventh line, " make and " ; in the twelfth line, strike out the words " made or " ; in the fourteenth line, strike out the words " making or " ; in the same line, strike out the words " making and " .

A Bill to renew and amend the charter of the Town of Mount Pleasant, with amendments :

In Section 3 of manuscript copy of the Bill, strike out, in the thirty-sixth line, the word " October," and insert in lieu thereof the word " April " .

In Section 8, in the fourth line, strike out the word "make" and insert the words "build a lawful fence"; in the sixteenth line, strike out the words "making or"; in the seventeenth line, strike out the words "making or".

"Section 12. All Acts and parts of Acts inconsistent with this Act, is hereby repealed."

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported on the Petition of Citizens of Camden, by

A Bill to incorporate the Camden Steam Mill Company.

Read the first time, and ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

The SPEAKER presented the Report of the County Commissioners of Anderson County, in accordance with Concurrent Resolution passed.

Referred to the Committee on Ways and Means.

Mr. WHIPPER presented the account of I. Sulzbacher, for repairs to clocks in the hall of the House and Committee rooms.

Referred to the Committee on Contingent Accounts.

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to define and regulate the jurisdiction of the Police Court of Charleston.

Read the first time, and referred to the Committee on the Judiciary.

Mr. A. SMITH gave notice that on to-morrow, or some future day, he will introduce

A Bill to provide for the paying of Juries summoned on Coroners' Inquest.

Mr. YOCOM gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to authorize and empower persons who may incorporate themselves for that purpose to dig and mine in the beds of the navigable streams and waters of the State of South Carolina for phosphate rocks and phosphatic deposits.

Mr. HUMBERT introduced the following Resolution, which was adopted:

Resolved, That the Special Committee, on the part of this House, appointed to investigate what had become of the money appropriated to pay the mileage and per diem of this Legislature, be instructed to report upon the same to-morrow, at 2 o'clock, P. M.

Mr. KEITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Masedonia Baptist Church, in the town of Darlington.

Mr. LEE introduced the following Resolution, which was adopted :

Resolved, That the Committee on Ways and Means be, and they are hereby, instructed to obtain information from the Comptroller-General if any of the four millions of the Blue Ridge Railroad bonds have been sold, and what amount thereof remains in his custody, and report the result to this House, without delay.

Mr. J. A. GREEN, pursuant to notice, and by leave, introduced

A Bill to compel the County Commissioners of Edgefield and Newberry Counties to build a bridge across the Saluda River at Chappell's Ferry.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. HUNTER introduced the following Resolution, which was adopted :

Resolved, That the Committee on Privileges and Elections be authorized to issue writs of attachment against A. W. Cummings and Daniel Lipscomb, witnesses in the Spartanburg election case, who have failed to appear in accordance with notice served upon said A. W. Cummings and Daniel Lipscomb.

Mr. SELLERS, pursuant to notice, and by leave, introduced

A Bill to exempt King's Mountain Military School, in the town of Yorkville, of which A. Coward is Principal, from the operation of the provisions of Section 14 of an Act entitled "An Act to organize and govern the militia of the State of South Carolina," approved March 16, 1869.

Read the first time, and referred to the Committee on Military Affairs.

Mr. THOMPSON presented the Report of the County Commissioners of Richland County, pursuant to Concurrent Resolution passed.

Referred to the Committee on Ways and Means.

Mr. MOBLEY introduced the following Resolution, which was adopted :

Resolved, That the Committee on Internal Improvements be instructed to report, at as early a day as practicable, a Bill to protect persons improving other persons' premises.

Mr. FROST introduced

A Joint Resolution to provide for the payment of mileage certificates of members of the State Board of Education of the State of South Carolina.

Read the first time, and referred to the Committee on Education.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to confer upon Trial Justices or Justices of the Peace all the civil jurisdiction, except so much as by subsequent Acts have been repealed, heretofore conferred upon Magistrates.

The SPEAKER laid before the House the following

COMMUNICATION.

OFFICE OF THE ATTORNEY-GENERAL,
COLUMBIA, S. C., February 1, 1871.

HON. F. J. MOSES, JR., *Speaker of House of Representatives* :

DEAR SIR: Replying to the Resolution of the House of Representatives, of the 31st ultimo, requesting me to inform your honorable body what legal steps are necessary to obtain a full and complete report of the transactions of the Land Commission, I have the honor to say that I will at once consider the question proposed, and report at the earliest practicable moment.

Very respectfully,

Your obedient servant,

(Signed)

D. H. CHAMBERLAIN,
Attorney-General.

Received as information.

PAPERS FROM THE SENATE.

The Senate returned, with concurrence,

Report of House Medical Committee, on account of Dr. F. Peyre Porcher.

Also, returned, with non-concurrence, the Report of House Committee on Claims, on account of J. B. Erwin, and with a recommendation that the account be referred to the School Commissioners of Pickens County.

Ordered to lie over.

Also, sent

A Bill to renew and amend the charter of the town of Bamberg, S. C.

Read the first time, and referred to the Committee on Incorporations.

Also, returned, with non-concurrence, the Report of House Committee on Claims, on account of W. G. Pinckney, with a recommendation that the claim be referred to the School Commissioner of Charleston County.

On motion of Mr. BYAS, the House receded from its action adopting the Report, and adopted the recommendation contained in the Report of Senate Committee on Claims.

Also, sent the Report of the Senate Committee on Claims and Grievances on the account of Rev. C. Bruce Walker.

Referred to the Committee on Claims.

Also, sent a Concurrent Resolution to appoint a Joint Committee to investigate the Sinking Fund Commission.

On motion of Mr. JONES, the blank in the Resolution was filled by inserting the word "five."

The Resolution was concurred in, and ordered to be returned to the Senate.

The following members obtained leave of absence:

Mr. Sellers, for seven days;

Messrs. Wilson, Bass and J. W. Thomas, for five days each.

The SPEAKER announced as the Special Committee on the expense of fitting up the Hall of the House of Representatives, Messrs. Byas, Whipper, Jervoy, Lee, O'Connell, Humbert and Hunter.

GENERAL ORDERS.

A Bill to establish a new Judicial and Election County from portions of the Counties of Barnwell, Edgefield, Lexington and Orangeburg, which had been laid over, was taken up.

The second reading of Section 5 was continued.

Mr. L. CAIN moved to strike out the enacting clause.

A debate ensued, pending which, at the hour of 2 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Communication from the State Treasurer relative to the disbursement of the free school fund.

On motion of Mr. W. M. THOMAS, the Special Order was suspended until the further consideration of the Bill previously under discussion.

The consideration of the Bill was resumed.

A further debate ensued, pending which,

On motion of Mr. WHIPPER, the consideration of the business before the House was suspended temporarily.

A Senate Joint Resolution authorizing the Keeper of the State House to purchase fifteen tons of coal for the use of the General Assembly and State offices was taken up.

The Resolution was put upon its second reading.

On motion of Mr. WHIPPER, the Joint Resolution was amended by striking out the word "fifteen," and inserting in lieu thereof the word "fifty."

The Joint Resolution was read the second time, and ordered to be engrossed.

Mr. THOMPSON, from the Joint Committee appointed under Concurrent Resolution, to investigate the affairs of the Penitentiary, submitted the following

REPORT.

Your Committee having carefully considered the evidence taken before them on the charges preferred against the Superintendent and Directors of the Penitentiary, beg leave to respectfully report that they fail to find any of the allegations against said parties sustained by the evidence, a copy of which accompanies this Report. They now ask to be discharged.

On motion of Mr. JONES, the consideration of the Report was made the Special Order for to-morrow, and the evidence taken in the investigation ordered to be printed.

The consideration of the motion (by Mr. L. Cain) to strike out the enacting clause of a Bill to establish a new Judicial and Election County from portions of the Counties of Barnwell, Edgefield, Lexington and Orangeburg, was resumed.

A debate ensued, pending which, on motion of Mr. W. M. THOMAS, at 3:45 P. M., the House adjourned till to-morrow, at 12 M.

FRIDAY, FEBRUARY 3, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back (favorably) a Bill, to authorize the Clerks of the Courts of Common Pleas to take testimony in certain cases, and for other purposes therein mentioned, with the following amendments: Fill the blank in Section 3 with the word "one," and to add after the word "dollar" the words "for each witness examined."

Also, (unfavorably) a Bill to authorize the Clerks of the Courts of Common Pleas to take testimony in certain cases, and for other purposes therein mentioned.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back the accounts of the Carolina Printing Company, Daily Union, John Williams, J. W. Denny, W. B. Stanley, C. F. Jackson A. Palmer and Geo. Symmers, and recommended payment.

On motion of Mr. THOMPSON, the Report was adopted.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES presented the Presentment of the Grand Jury of Anderson County for the January Term, 1871.

Referred to the Committee on the Judiciary.

Mr. LEVY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to establish the Charleston Charitable Association for the benefit of the free school fund for the State of South Carolina.

Mr. KEITH, pursuant to notice, and by leave, introduced

A Bill to incorporate the Macedonian Baptist Church, of the town of Darlington.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. MOORE introduced

A Joint Resolution providing for the free transportation of State students in State institutions over all railroads in the State to and from their homes.

Read the first time, and referred to the Committee on Education.

Mr. DUNCAN presented the account of Miss H. M. Butler, for tuition of indigent scholars in Spartanburg County.

Referred to the Committee on Education.

Mr. DENNIS presented the account of Nicol & Davidson, for goods furnished House of Representatives.

Referred to the Special Committee on fitting up the State House.

Also, presented account of South Carolina Bank and Trust Company, for rent of Committee Rooms.

Referred to the Committee on Contingent Accounts.

Mr. MOBLEY introduced the following Resolution, which was adopted :

Resolved, That the introducer (Mr. Mobley) be allowed to withdraw

"A Bill to provide for the election of an Advisory Board, and for the election of a Land Commissioner in each County of the State, and to define their powers and duties," now in the hands of the Committee on Public Lands.

Also, gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to repeal an Act to provide for the appointment of a Land Commissioner, and to define his powers and duties, and for other purposes.

The SPEAKER presented the petition of John W. Stuckey, late Assessor and Tax Collector of Sumter County, for compensation for services.

Referred to the Committee on Ways and Means.

Mr. FROST gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to provide for Teachers' Institutes.

Mr. WHIPPER introduced the following Resolution:

Resolved, That the Clerk of the House of Representatives be, and is hereby authorized, to draw certificates, for the sum of two thousand dollars, in favor of H. G. Worthington, and for the sum of fifteen hundred dollars, in favor of R. B. Elliott, the same being the amounts allowed by the Board of Managers for their professional services in the matter of impeachment of T. O. P. Vernon.

Mr. MOBLEY moved to indefinitely postpone the Resolution.

A debate ensued, pending which, at the hour of 1 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

Majority and Minority Reports of the Committee on Claims of John S. Simms and others.

On motion of Mr. A. SMITH, the Special Order was suspended until the further consideration of the Resolution before the House.

The consideration of the Resolution (by Mr. Whipper) was renewed.

The question being taken on the motion (by Mr. Mobley) to indefinitely postpone the Resolution,

Mr. CRITTENDEN for called the yeas and nays, which were taken, and are as follows:

Yeas, 49; nays, 31. Agreed to.

Those voting in the affirmative are:

Messrs. Allen, Andell, Bascomb, Bosemon, Boston, Bowley, Briggs,

Bryan, E. Cain, Duncan, Elliott, Frost, Gaither, Garey, Giles, Hart, Henderson, Humbert, Humphries, Hunter, Jackson, Jervy, Keith, Lang, Litchfield, Lloyd, Lyle, Maddocks, W. J. McDowell, Mead, Mobley, Mickey, Myers, Nehemias, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Shanklin, Small, A. Smith, R. M. Smith, Sullivan, Warley, White and Williams—49.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Berry, Cain, Corwin, Crews, Crittenden, Dannerly, T. A. Davis, Dennis, Farr, Gantt, Gardner, Goggins, S. Greene, Harris C. D. Hayne, Holmes, Jamison, Jones, Lee, Levy, McDaniels, T. D. McDowell, Moore, Rivers, Saunders, Smart, Sumpter, Whipper, Wilkes and Yocom—31.

Mr. JERVEY moved to reconsider the vote just taken, and lay the motion to reconsider on the table.

On this, Mr. HUNTER called for the yeas and nays, which were taken, and are as follows:

Yeas, 52; nays, 26. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Andell, Bascomb, Boston, Bowley, Briggs, Bryan, E. Cain, Crittenden, Dennis, Duncan, Elliott, Ford, Frost, Gaither, Gantt, Garey, Giles, Goodson, Goggins, S. Greene, Hart, Henderson, Humbert, Humphries, Hunter, Jervy, Keith, Kuh, Lang, Litchfield, Lyle, Maddocks, W. J. McDowell, Mead, Mobley, Mickey, Myers, Nehemias, Nuckles, O'Connell, Pendergrass, Perry, Saunders, Shanklin, Small, A. Smith, R. M. Smith, Sullivan, Warley, White and Williams.—52.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Byas, L. Cain, Corwin, Dannerly, Farr, Gardner, Harris, C. D. Hayne, Holmes, Jackson, Jamison, Jones, Lee, Lloyd, McDaniels, T. D. McDowell, Moore, Reedish, Rivers, Singleton, Smart, Sumpter, Whipper, Wilkes and Yocom.—26.

The SPEAKER presented Reports of County Commissioners of Marion and Oconee Counties, pursuant to Concurrent Resolution passed.

Referred to the Committee on Ways and Means.

Mr. Miles obtained leave of absence for five days.

PAPERS FROM THE SENATE.

The Senate sent to this House the following :

A Bill to amend an Act entitled "An Act to authorize the Commissioners of Public Buildings for Williamsburg District to sell certain portions of the Public Grounds," passed the 22d day of December, 1859.

Read the first time, and referred to the Committee on Public Buildings.

A Bill to amend an Act entitled "An Act to Regulate the Agencies

of Insurance Companies not incorporated in the State of South Carolina."

Read the first time, and referred to the Committee on Incorporations.

A Bill to amend the charter of the German Evangelical Lutheran Church, of Charleston.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Also,

A Concurrent Resolution for appointment of a Special Joint Committee to investigate the operations of the County Commissioners of Charleston County.

On motion of Mr. HUNTER, the blank in the Resolution was filled by inserting the word "five."

The Resolution was concurred in, and ordered to be returned to the Senate.

Also, the following:

MESSAGE FROM THE SENATE, No. 31.

IN THE SENATE, COLUMBIA, S. C., February 3, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that Messrs. Wimbush, Wilson and Arnim have been appointed Committee, on the part of the Senate, to meet the Committee appointed on the part of your House, pursuant to Concurrent Resolution to investigate accounts of the Sinking Fund Commission.

Very respectfully,

(Signed)

A. J. RANSIER,

President of the Senate.

Also, the following message:

MESSAGE FROM THE SENATE, No. 32.

IN THE SENATE, COLUMBIA, S. C., February 3, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that Messrs. Hayne, and Leslie have been appointed Committee, on the part of the Senate, to meet the Committee appointed on the part of your House, under Concurrent Resolution to investigate the operations and affairs of the County Commissioners of Charleston County.

Very respectfully,

(Signed)

A. J. RANSIER,

President of the Senate.

The SPEAKER laid before the House

A communication from W. C. Courtney, Esq., Receiver of the Bank of the State.

Read, ordered to be printed, and referred to the Committee on Ways and Means.

The SPEAKER announced as the Special Joint Committee on the part of the House to investigate the Sinking Fund Commission, Messrs. Jones, Keith, Andell, Adamson and Reedish.

A message was sent to the Senate accordingly.

SPECIAL ORDER FOR 1:30 P. M.

Consideration of Reports (2) of the Committee on Privileges and Elections on contested election case, Chesterfield County.

The Reports were read.

Mr. ANDELL asked leave to add his name to the first Report of the Committee, in order to make the same a Majority Report.

The Chair ruled that the request was not in order, as the Report was now in the possession of the House.

Mr BYAS moved that he be allowed to add his name to the Report.

Mr. KEITH moved to lay the motion on the table. Agreed to, by a vote, on division, of yeas, 40; nays, 30.

Mr. WHIPPER offered the following Resolution in connection with the matter:

Whereas, the regular returns of Managers and Commissioners of Election for Chesterfield County, which constitute the statement contemplated and provided for by law, fully establish the right of the contestants to the seats now occupied by the contestees; and, whereas, the supplementary statement upon which the sitting members base their right to said seats is entirely unknown to the law; therefore,

Be it resolved by the House of Representatives, That B. C. Evans and M. J. Hough, sitting members from the County of Chesterfield, are not legally entitled to said seats.

Resolved, further, That Wm. Littlefield and S. P. Singleton (contestants) be seated in their stead, they having established their legal rights thereto

On the question of adopting the Resolution, Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 53; nays, 25. Agreed to.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Briggs, E. Cain, Corwin, Crews, Dannerly, James Davis, T. A. Davis, Farr, Ferguson, Ford,

Gaither, Gantt, Gardner, Garey, Giles, Goodson, S. Greene, Hart, C. D. Hayne, Henderson, Holmes, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Jones, Keith, Kennedy, Lang, Lee, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Mickey, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Saunders, Simons, Singleton, Smart, Tarlton, Wallace, Warley, Whipper, White and Yocom.—53.

Those voting in the negative are :

Messrs. Allen, Andell, Bosemon, Bowley, Byas, L. Cain, Crittenden, Duncan, Frost, Goggins, Harris, Kuh, Levy, Litchfield, Lyle, T. D. McDowell, Perry, Ramsay, Rivers, Shanklin, R. M. Smith, Sullivan, Sumpter, Wilkes and Williams.—25.

Mr. JAMISON moved that the persons declared entitled to seats be immediately sworn in.

Mr BYAS moved to indefinitely postpone the motion.

Mr. SINGLETON moved to lay the motion on the table.

On this, Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 63 ; nays, 13. Agreed to.

Those voting in the affirmative are :

Messrs. Bowley, Briggs, E. Cain, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, Harris, Hart, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Humbert, Humphries, Jackson, Jamison, Jones, Keith, Kennedy, Lang, Lee, Levy, Lloyd, Lyle, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Rivers, Saunders, Simons, Singleton, Small, Smart, R. M. Smith, Sumpter, Tarlton, Wallace, Warley, Whipper, White and Yocom.—63.

Those voting in the negative are :

Messrs. Allen, Andell, Bosemon, Byas, L. Cain, Crittenden, Duncan, Jervy, Litchfield, Perry, Shanklin, Wilkes and Williams.—13.

Whereupon Mr. Wm. Littlefield appeared at the Clerk's desk, was duly sworn, and took his seat.

The following paper was presented to be entered on the Journal :

We, the undersigned, voted "No," on the Resolution offered by Mr. Whipper to vacate the seats of Messrs. Hough and Evans, and to seat the contestants :

1st. Because the matter was submitted to the State Board of Canvassers by the County Canvassers for its action, and decided in favor of Messrs. Hough and Evans

2d. The Committee on Privileges and Elections of this House was equally divided in its Reports, thereby giving us no satisfaction as to who were entitled to seats under the circumstances.

We would have agreed readily to a Resolution or some measure declaring the seats of Messrs. Hough and Evans vacant, and the ordering of a new election, inasmuch as we believe the election was proven illegally carried out.

(Signed)

LAWRENCE CAIN,
P. R. RIVERS,
DAVID HARRIS.

Mr. NEHEMIAS moved that, when the House adjourns, it stand adjourned till Monday next, at 12 M.

Mr. BOSEMON moved to lay the motion on the table.

On this he called for the yeas and nays, which were taken, and are as follows :

Yeas, 18 ; nays, 61. Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Andell, Bowley, Crittenden, Duncan, Frost, Humphries, Jervey, Litchfield, Lyle, Myers, Perry, Shanklin, R. M. Smith, Sullivan, Wilkes, Williams and Yocom.—18.

Those voting in the negative are :

Messrs. Bosemon, Briggs, Byas, L. Cain, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, Harris, Hart, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Humbert, Hunter, Jackson, Jamison, Jones, Keith, Kennedy, Kuh, Lang, Lee, Levy, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Mickey, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Ramsay, Rivers, Saunders, Simons, Singleton, Smart, Sumpter, Tarlton, Wallace, Warley, Whipper and White.—61.

Mr. WHIPPER called the previous question on the whole matter, and the call was sustained.

On the question, "Shall the main question now be put?" Mr. BOSEMON called for the yeas and nays, which were taken, and are as follows :

Yeas, 63 ; nays, 9. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Andell, Bowley, Briggs, Byas, E. Cain, Dannerly, Jas. Davis, T. A. Davis, Dennis, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, J. A. Green, Hardy, Harris, Hart, C. D. Hayne, Jas. N. Hayne, Henderson, Holmes, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Jones, Keith, Kennedy, Lang, Lee, Littlefield, Lyle, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Pendergrass, Saunders, Simons, Singleton, Small, Smart, Sumpter, Tarlton, Wallace, Warley, Whipper and White.—63.

Those voting in the negative are:

Messrs. Bosemon, L. Cain, Kuh, Levy, Lloyd, Perry, Shanklin, R. M. Smith and Wilkes—9.

On the main question, Mr. BOSEMON called for the yeas and nays, which were taken, and are as follows:

Yeas, 62; nays, 14. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Bowley, Byas, E. Cain, Crews, Dannerly, James Davis, T. A. Davis, Dennis, Farr, Ferguson, Ford, Gaither, Gantt, Garey, Giles, Goodson, Goggins, S. Greene, J. A. Green, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Henderson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Jones, Keith, Kennedy, Lang, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mobley, Mickey, Nehemias, Nerland, Pendergrass, Rivers, Saunders, Simons, Singleton, Small, Smart, Sumpter, Tarlton, Wallace, Warley and White—62.

Those voting in the negative are:

Messrs. Andell, Bosemon, Briggs, L. Cain, Kuh, Levy, Lloyd, Mead, Myers, Nuckles, Shanklin, R. M. Smith, Whipper and Wilkes—14.

On motion of Mr. HENDERSON, at 5:45 P. M., the House adjourned till Monday next, at 12 M.

MONDAY, FEBRUARY 6, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. J. Parnell, of Darlington County.

The Journal of Friday was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Bill to amend an Act entitled "An Act to establish a State Orphan Asylum."

The Bill was read the third time, passed, title changed to an Act, and ordered to be enrolled.

A Bill to authorize the purchase, for the State, of a manuscript compilation of the Penal Statutes of the State, made by E. B. Seabrook, Esq., of the Charleston bar

The Bill was read the third time, passed, and ordered to be sent to the Senate.

A Senate Joint Resolution authorizing the Keeper of the State House to purchase fifty tons of coal for the use of the General Assembly and State offices.

The Joint Resolution was read the third time, passed, and ordered to be returned to the Senate, with amendments.

PETITIONS, RESOLUTIONS, &c.

Mr. BASCOMB presented the petition of L. McKenzie, for relief, and to be paid contingent account lost or mislaid in the Legislature of 1869.

Referred to the Committee on Ways and Means.

Mr. T. A. DAVIS, by unanimous consent, introduced

A Bill to regulate the pay of subordinate officers, other attachees of the General Assembly, and for other purposes therein mentioned.

Read the first time, and referred to the Committee on Ways and Means

Mr. LEVY, pursuant to notice, and by leave, introduced

A Bill to establish the Charleston Charitable Association, for the benefit of the Free School Fund of the State of South Carolina.

Read the first time, and referred to the Committee on Education.

Mr. LITTLEFIELD gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to change the County seat of Chesterfield County, from Chesterfield C. H. to Cheraw.

Mr. BOWLEY gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to regulate the payment of the fees of Jurors.

Mr. McDANIELS gave notice that he will on to-morrow, or some subsequent day, ask leave to introduce

A Bill to incorporate Hopewell Baptist Church.

Mr. REEDISH gave notice that on to-morrow, or some subsequent day, he will ask leave to introduce

A Bill to permit Burns D. Myers to adopt and make his lawful heir, H. Margaret Grimes and W. Burns Grimes, and to change the name of the said H. Margaret Grimes and W. Burns Grimes, to H. Margaret Myers and W. Burns Myers.

Mr. BYAS introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That

the action of the House, in adopting a Concurrent Resolution to adjourn *sine die* March 1st, be, and the same is hereby, rescinded.

Mr. FROST moved to lay the Resolution on the table.

On this, Mr. MYERS called for the yeas and nays, which were taken, and are as follows :

Yeas, 66; nays, 3. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Bascomb, Berry, Boston, Bowley, Briggs, Bryan, Byas, E. Cain, T. A. Davis, Duncan, Dusenbury, Farr, Ferguson, Ford, Frost, Gaither, Gardner, Garey, Goggins, Samuel Greene, Harris, Hart, James N. Hayne, Henderson, Holmes, Humbert, Humphries, Hurley, Jackson, Jamison, Lang, Levy, Litchfield, Lloyd, Logan, Lyle, Littlefield, Maddocks, McDaniels, T. D. McDowell, Moore, Mickey, Myers, Nerland, Nuckles, Pendergrass, Reedish, Sellers, Shanklin, Simons, Singleton, Small, Smart, Abraham Smith, R. M. Smith, Sullivan, Sumpter, Talbott, Warley, White, Wilkes, Williams and Yocom.—66.

Those voting in the negative are :

Messrs. Elliott, Kennedy and Thompson.—3.

Mr. MYERS moved to reconsider the vote just taken, and lay on the table the motion to reconsider.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 11; nays, 58 Not agreed to.

Those voting in the affirmative are :

Messrs. Berry, Bowley, Briggs, Dusenbury, J. N. Hayne, Jackson, Levy, Litchfield, T. D. McDowell, Myers and R. M. Smith.—11.

Those voting in the negative are :

Messrs. Adamson, Bascomb, Boston, Byas, E. Cain, T. A. Davis, Elliott, Farr, Ford, Frost, Gaither, Gardner, Giles, Goggins, S. Greene, J. A. Green, Harris, Hart, C. D. Hayne, Henderson, Holmes, Humbert, Humphries, Jamison, Keith, Kennedy, Lang, Lloyd, Logan, Lyle, Littlefield, Maddocks, McDaniels, W. J. McDowell, Moore, Mickey, Nerland, Nuckles, O'Connell, Pendergrass, Reedish, Rivers, Saunders, Shanklin, Singleton, Small, Smart, A. Smith, Sullivan, Sumpter, Talbott, Tarlton, Thompson, Warley, White, Wilkes, Williams and Yocom.—58.

Mr. THOMPSON introduced the following Resolution :

Resolved, That, on and after to-morrow, February 7th, 1871, this House do hold two sessions daily, meeting at 12 o'clock M., and adjourning at 3 o'clock P. M.; meet again at 7 P. M., and adjourn at pleasure.

Mr. CAIN moved to lay the Resolution on the table.

On this Mr. THOMPSON called for the yeas and nays, which, were taken, and are as follows :

Yeas, 42; nays, 26 Agreed to.

Those voting in the affirmative are :

Messrs Bryan, E. Cain, T. A. Davis, Dennis, Duncan, Dusenbury, Elliott, Farr, Frost, Gaither, Giles, Goggins, S. Greene, J. A. Green, Hart, Henderson, Holmes, Humbert, Jamison, Keith, Kennedy, Lang, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, McDaniels, W. J. McDowell, Moore, Nerland, Nuckles, Pendergrass, Rivers, Saunders, Simons, Small, Smart, A. Smith, Sullivan, Tarlton and Warley—42.

Those voting in the negative are :

Messrs. Bascomb, Berry, Boston, Bowley, Briggs, Byas, Gantt, Gardner, J. N. Hayne, Humphries, Jackson, T. D. McDowell; Mickey, Myers, O'Connell, Reedish, Shanklin, Singleton, R. M. Smith, Sumpter, Talbott, Thompson, White, Wilkes. Williams and Yocom—26.

Mr. FROST presented the Report of the County Commissioners of Williamsburg County, pursuant to Concurrent Resolution passed by General Assembly.

Referred to the Committee on Ways and Means.

Also, pursuant to notice, and by leave, introduced the following :

A Bill to provide for Teachers' Institutes.

Read the first time, and referred to the Committee on Education.

A Bill to confer upon Trial Justices, or Justices of the Peace, all the civil jurisdiction, except so much as, by subsequent Acts, have been repealed, heretofore conferred upon Magistrates.

Read the first time, and referred to the Committee on the Judiciary.

Also, introduced the following Resolution, which was adopted :

Resolved, That a Committee, to be composed of the Chairman of the several Committees of the House of Representatives, be appointed to ascertain what Bills before the House, and Committees of the House, are actually necessary to be passed at this session, and report the same with all possible dispatch, that they may be acted upon before the date fixed for adjournment.

Mr. BRIGGS, by unanimous consent, introduced

A Bill to amend an Act entitled "An Act to regulate the fees of Probate Judges, Clerks of Courts, Trial Justices, Magistrates, and other officers therein mentioned."

Read the first time, and referred to the Committee on the Judiciary.

Mr. O'CONNELL introduced the following Resolution, which was adopted :

Resolved, That the Clerk of the House be instructed to turn over, for

temporary use, to the sitting members from Chesterfield County, the papers, affidavits, etc., now in possession of the House, relative to the contested election case of said County.

Also, presented the account of John P. Whorton, for services in summoning witnesses in the impeachment case of T. O. P. Vernon.

Mr. O'CONNELL moved that the account be ordered paid without the usual reference. Agreed to.

Mr MYERS gave notice that he will on to-morrow, or as soon thereafter as practicable, ask leave of the House to introduce

A Bill to charter the Ocean Steam Saw-Mill Railroad Company in Beaufort County

PAPERS FROM THE SENATE

The Senate sent to this House,

A Bill to make appropriation for the payment of the per diem and mileage of the members of the General Assembly, and the subordinate officers and other expenses incidental thereto.

Read the first time, and referred to the Committee on Ways and Means.

A Bill to authorize Sylvanus Mayo to build a wharf in the town of Beaufort.

Read the first time, and referred to the Committee on Commerce.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Senate Bill to repeal an Act entitled "An Act to establish a State Police" was taken up

On motion of Mr. SINGLETON, the enacting clause of the Bill was stricken out.

A message was sent to the Senate accordingly.

A Senate Bill to authorize Circuit Judges to hold Courts in other Circuits than their own was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to renew and amend the charters of certain religious associations heretofore granted was taken up

The Bill was read the second time, and ordered to be engrossed.

A Bill to prohibit disguises was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to require the State Treasurer to pay County Treasurers the apportionment of the State school fund belonging to the respective Counties, and for other purposes, was taken up.

The Bill was put upon its second reading.

On motion of Mr. JAMISON, Section 1 was amended by striking out the word and figures "ten," in line 1, and inserting, in lieu thereof, the word and figures "fifteen."

On motion of Mr. MYERS, Section 3 was amended by adding to the Section the words "or in the discretion of the Court."

On the question of passing the Bill to a third reading and ordering it to be engrossed, Mr. LEVY called for the yeas and nays, which were taken, and are as follows :

Yeas, 74; nays, 3. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Boston, Bowley, Briggs, Bryan, Byas, Lawrence Cain, E. Cain, Crews, Crittenden, T. A. Davis, Dennis, Duncan, Dusenbury, Elliott, Farr, Ford, Frost, Gaither, Gantt, Gardner, Giles, Glover, Goggins, Samuel Greene, John A. Green, Harris, C. D. Hayne, Henderson, Holmes, Humphries, Jackson, Jamison, Keith, Kuh, Levy, Litchfield, Lloyd, Logan, Lyle, Littlefield, Maddocks, T. D McDowell, W. J. McDowell, Mead, Moore, Mickey, Myers, Nerland, Nuckles, O'Connell, Pendergrass, Reedish, Rivers, Saunders, Shanklin, Simons, Singleton, Small, Smart, Abraham Smith, R. M. Smith, Sullivan, Sumpter, Talbott, Tarlton, Thompson, Warley, White, Wilkes, Williams and Yocom.—74.

Those voting in the negative are :

Messrs Hart, Humbert and Lang —3.

A Senate Bill to supply the deficiency in the appropriation for the support and maintenance of Free Schools for 1870, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Young Men's Africanus Debating Club was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina" was taken up.

The Bill was put upon its second reading.

The amendment proposed by the Committee to strike out Section 3 was considered.

Mr. JAMISON moved to indefinitely postpone the amendment. Agreed to.

On motion of Mr. BYAS, Section 3 was amended, by inserting between the words "house" and "of", on third line, the words "if none exists," and between the words "accommodate" and "not", in same line, the words "the children in the said school district."

Mr. JAMISON moved to further amend Section 3, by striking out the word "two", in third line, and inserting in lieu thereof the word "no."

Pending the consideration of which,

The SPEAKER announced that there was not a quorum present.

On motion of Mr CRITTENDEN, at 2:30 P. M., the House adjourned till to-morrow, at 12 M.

TUESDAY, FEBRUARY 7, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. J. R. Harris, of Beaufort County.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. HURLEY, from the Committee on Railroads, reported back the following, and recommended that they do pass:

A Bill to incorporate the Tugaloo and Chattanooga Railroad, of South Carolina;

A Bill to regulate passenger fares on railroads;

A Bill to charter the Yemasee and Millen Railroad, in South Carolina;

A Bill to amend an Act entitled "An Act to amend the charter of the King's Mountain Railroad Company;"

A Bill to incorporate the Coosawhatchie Railroad Company;

A Bill to incorporate the Columbia, Walterboro and Yemasee Railroad Company;

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported from the Committee,

A Bill to incorporate the Columbia Horse Railroad Company.

The Bill was read the first time, and ordered to lie over for a second reading.

Mr BYAS, from the Committee on Claims, reported back the claim (\$176.30) of W. R. Tradewell, of Orangeburg County, for services rendered as Magistrate, and recommended that the account be paid.

On motion of Mr. JAMISON, the Report was adopted, and ordered to be sent to the Senate.

The SPEAKER laid before the House the following

COMMUNICATION.

OFFICE OF THE ATTORNEY-GENERAL,
COLUMBIA, S. C., February 3, 1871.

Hon. F. J. MOSES, JR., Speaker House of Representatives.

DEAR SIR: I have the honor to say, in reply to the Resolution of the House of Representatives of the 31st ult., requesting me to inform your honorable body what legal steps are necessary to obtain a full and complete report of the transactions of the Land Commission, that, in my opinion, the most speedy and effective means to accomplish the purpose would be the appointment of a Joint Committee of the two Houses of the General Assembly, with power to send for persons and papers.

Very respectfully,

Your obedient servant,

(Signed)

D. H. CHAMBERLAIN,
Attorney-General.

Received as information.

PETITIONS, RESOLUTIONS, &c.

Mr. TALBERT gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to establish a new judicial and election County from the Counties of Abbeville, Edgefield, Laurens and Newberry.

Mr. MYERS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to incorporate the Second Euhaw Baptist Church, of Grahamville, Beaufort County.

Mr. J. P. Singleton, from Chesterfield County, appeared at the Clerk's desk, was duly qualified, and took his seat.

The SPEAKER presented the Report of the County Commissioners of Clarendon County, pursuant to Concurrent Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. MILTON gave notice that on to-morrow, or some subsequent day he will introduce

A Bill to compel the attendance at school of children between the ages of six and sixteen years

Mr. W. J. McDOWELL presented the Report of the County Commissioners of Fairfield County, pursuant to Concurrent Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. BOWLEY, pursuant to notice, and by leave, introduced

A Bill to regulate the payment of the fees of jurors.

Read the first time, and referred to the Committee on the Judiciary.

Mr. McDANIELS, pursuant to notice, and by leave, introduced

A Bill to incorporate the Hopewell Baptist Church.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. REEDISH, pursuant to notice, and by leave, introduced

A Bill to permit Burns D. Myers to adopt and make his lawful heirs, H. Margaret Grimes and W. Burns Grimes, and to change the names of the said H. Margaret Grimes and W. Burns Grimes to H. Margaret Myers and W. Burns Myers.

Read the first time, and referred to the Committee on the Judiciary.

Mr. JAMISON introduced the following Concurrent Resolution, which,

On motion of Mr. BOWLEY, was laid on the table :

Resolved by the House of Representatives, the Senate concurring That the Special Committee appointed to investigate the transactions of the Land Commissioner be instructed to report on Monday next, at 2 P. M.

Mr. HURLEY, by unanimous consent, introduced

A Bill to charter the Cheraw, Lancaster, Union and Greenville Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Also,

A Bill to charter the North-Western Railroad Company, of South Carolina.

Read the first time, and referred to the Committee on Railroads.

Also,

A Joint Resolution directing the payment of claims for school books sold to the State.

Read the first time, and referred to the Committee on Education.

Mr. MOBLEY, pursuant to notice, and by leave, introduced

A Bill to repeal an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties, and for other purposes."

Read the first time, and referred to the Committee on Public Lands.

Mr. PENDERGRASS gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill for the issue of two million State bonds for the erection of sufficient district school houses to accommodate the present wants of the people.

The SPEAKER announced as the Joint Committee on the part of the House to investigate certain transactions of the Charleston County Commissioners, Messrs Bosemon, A. L. Singleton, Yocom, Nerland and Rivers.

A message was sent to the Senate accordingly.

Mr. WOFFORD presented the Report of the County Commissioners of Spartanburg County, pursuant to Concurrent Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. CORWIN presented the Report of the County Commissioners of Newberry County, pursuant to Concurrent Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 33.

IN THE SENATE, COLUMBIA, S. C., February 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that a Bill from your House, entitled "A Bill to regulate and determine what shall constitute a legal day's labor in this State," has been laid on the table in the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,

President of the Senate.

Also, the following paper:

MEMORANDUM OF AGREEMENT BETWEEN THE REPUBLICAN PRINTING COMPANY AND JOSEPHUS WOODRUFF AND A. O. JONES.

THE STATE OF SOUTH CAROLINA.

To the Honorable the Senate and House of Representatives:

We have the honor to submit herewith, for your approval, in accordance with an Act entitled "An Act to provide for the publication of the Acts, Reports, Resolutions, Journals and other papers of the General Assembly," the accompanying contract entered into with the Republican Printing Company of the one part, and J. Woodruff, Clerk of the Sen-

ate, and A. O. Jones, Clerk of the House of Representatives, of the other part.

(Signed)

J. WOODRUFF,
Clerk of Senate.

(Signed)

A. O. JONES,
Clerk House Representatives.

MEMORANDUM.

THE STATE OF SOUTH CAROLINA.

This Memorandum of Agreement, made and entered into at the city of Columbia, on the first day of February, in the year of our Lord one thousand eight hundred and seventy-one, by and between the Republican Printing Company of the first part, and Josephus Woodruff, Clerk of the Senate, and A. O. Jones, Clerk of the House of Representatives of the said State, of the second part,

Witnesseth: That the said Republican Printing Company do hereby agree to publish and print the work hereinafter described, at the prices and for the considerations hereinafter to be named, to wit:

The Daily Journals, Calendars and other current work, at two dollars and seventy-five cents per page of one thousand seven hundred and five ems of Long Primer type.

The Bills, six by eleven inches, containing two thousand one hundred and seventy ems of Pica type, at three dollars per page.

For so much of the Permanent work as includes the Journals, Reports and Resolutions, one thousand copies, at three dollars and forty-eight cents per page of one thousand seven hundred and five ems of Long Primer type, to be stitched and bound together in good paper covers.

For so much of the Permanent work as includes the Acts, one thousand copies, at four dollars and thirty-six cents per page, to be stitched and bound together in good paper covers.

Rule and Figure work—double the foregoing rates are to be allowed per page of one thousand seven hundred and five ems.

And the said party of the first part hereby further agree that the entire work will be printed on good paper, and executed in a workmanlike manner.

And the said parties of the second part, by virtue of, and in accordance with, an Act entitled "An Act to provide for the publication of the Acts, Reports, Resolutions, Journals and other papers of the General Assembly," do hereby agree to pay to the said party of the first part the prices hereinbefore stated for the work as aforesaid.

In testimony whereof the said parties have hereunto set their hands and seals on the day and year first above mentioned.

(Signed) REPUBLICAN PRINTING COMPANY, [L. s.]

(Signed) J. WOODRUFF, Clerk of Senate, [L. s.]

(Signed) A. O. JONES, Clerk House Representatives [L. s.]

Signed, sealed and delivered in the presence of
W. J. WHIPPER.

On motion of Mr. A. L. SINGLETON, the agreement was concurred in, the contract approved, and ordered to be returned to the Senate.

Also, the following

MESSAGE FROM THE SENATE No. 34.

IN THE SENATE, COLUMBIA, S. C., February 7th, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it refuses to concur in the amendment of your House to Senate Joint Resolution authorizing the Keeper of the State House to purchase fifteen tons of coal for the use of the General Assembly and State officers. The Joint Resolution is respectfully returned herewith.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

On motion of Mr. THOMPSON, a message was sent to the Senate that the House insists on its amendment, and informing the Senate why said amendment was adopted.

Also,

A Bill to relinquish all the right, title and interest of the State of South Carolina in, and to, certain real estate whereof one Napoleon B. Pouncey, of Horry, died seized, and vest the same in certain persons therein named.

Read the first time, and referred to the Committee on the Judiciary.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina," being the unfinished business of yesterday, at the hour of adjournment, was taken up.

The second reading of Section 3 was continued.

On motion of Mr. FROST, the following was adopted as Section 3:

"That the School Trustees of the several School Districts shall, before

the 1st day of October, 1872, erect, in their respective School Districts, as many school houses as the means hereinafter provided for shall render practicable. The Boards shall, whenever necessary, notify the School Commissioner of their County what amount of money is required to erect school houses, and the School Commissioner so notified, shall immediately, by notice thereof, cause the Auditor of his County to assess and collect the required amount of taxes from all taxable property within the School District in which the Board of Trustees which gave the notice are situated, which amount shall be immediately appropriated to the erection of the school house required, provided that such taxation shall not occur in the same School District more than once in any year, nor exceed more than one (1) mill on the dollar on the assessed value of taxable property therein situated, and the sum collected shall be deposited in the County Treasury, subject to the draft of the Board of Trustees, countersigned by the School Commissioner, for the disposition of which said Board shall be responsible to the School Commissioner of its County."

On motion of Mr FROST, Section 4 was amended by striking out in line four the word "Trustees," and inserting the word "Education," and inserting between the words "the" and "Board" the word "State."

On motion of Mr. HURLEY, the vote whereby Section 4 was passed to a third reading, was reconsidered.

Mr. HURLEY moved to reconsider the vote whereby Section three was passed to a third reading.

On this Mr. JAMISON called for the yeas and nays, which were taken, and are as follows:

Yeas, 26; nays, 54. Not agreed to.

Those voting in the affirmative are:

Messrs. Andell, Bass, Bowley, Bryan, Byas, L. Cain, Crittenden, Derrick, Duncan, Farr, Ferguson, Hurley, Jervy, Kuh, Lee, Litchfield, Mobley, Mickey, Myers, Perry, Rivers, Shanklin, Sumpter, Wilkes. Williams and Wofford.—26.

Those voting in the negative are:

Messrs. Adamson, Bascomb, Bosemon, Boston, Briggs, E. Cain, Dannerly, J. Davis, T. A. Davis, Elliott, Ellison, Ford, Frost, Gaither, Gantt, Garey, Giles, Goggins, Hardy, Hart, Henderson, Holmes, Humbert, Humphries, Jackson, Jamison, Johnson, Keith, Kennedy, Lang, Levy, Lloyd, Logan, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Moore, Nehemias, Nerland, Nuckles, Pendergrass, Reedish, Saunders, J. P. Singleton, S. Small, A. Smith, Talbert, Tarlton, W. M. Thomas, Wallace and Warley.—54.

Section 4 was passed to a third reading.

The amendment recommended by the Committee to strike out Section 5 was considered.

Mr. JAMISON moved to indefinitely postpone the amendment. Agreed to.

Mr. JAMISON moved to amend Section 5 by striking out the following words: "Teachers of the first class shall receive not more than fifty dollars per month for their services rendered in public schools."

On motion of Mr. KEITH, the amendment was laid on the table, and, under the Rules, carried the Section with it.

On motion of Mr. FROST, the votes whereby Sections 4, 3, 2 and 1 were passed to a third reading were, severally, reconsidered.

On motion of Mr. FROST, the Bill was recommitted to the Committee on Education.

A Bill to give power to the City Council of the City of Charleston to issue policies of insurance against fire, and for other purposes, was taken up.

The Bill was put upon its second reading.

On motion of Mr. JERVEY, the further consideration of the Bill was postponed, and made the Special Order for Friday, February 10th, at 1 P. M.

A Bill to amend Section 15 of an Act entitled "An Act to organize and govern the Militia of South Carolina," was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to prevent accidents from rafts or flat boats was taken up.

The Bill was put upon its second reading.

On motion of Mr. DUSENBURY, Section 1 was amended by adding to the Section: "*Provided*, That nothing contained in this Act shall apply to the waters of the Pee Dee River and its tributaries above the upper mouth of Bull Creek, and the waters of the Waccamaw River and its tributaries above the lower mouth of Bull Creek, including said Bull Creek.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Sons and Daughters of Zion, of the Providence Baptist Church, of Hamburg, South Carolina, was taken up.

On motion of Mr. LEE, Section 1 was amended by inserting after the word "Stanton" the names "P. R. Rivers, Samuel Spencer, C. C. Turner, Samuel Picksley."

The Bill was read the second time, and ordered to be engrossed.

A Bill (and Substitute) to renew the charter of Strawberry Ferry, over Cooper River, was taken up.

The Substitute was read and adopted.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to charter the town of Hamburg was taken up.

The Bill was put upon its second reading.

The amendments to Section 8, as follows, were adopted:

In the third line, strike out the words "make and," and strike out the words in the eleventh line, "make and;" in the twelfth line, strike out the words "made or;" in the fourteenth line, strike out the words "making or;" in the same line, strike out the words "making and."

The Bill was read the second time, and ordered to be engrossed.

On motion of Mr. MYERS, at 3:45 P. M., the House adjourned till to-morrow 12 M.

WEDNESDAY, FEBRUARY 8, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. FROST, from the Committee on Education, reported on "A Joint Resolution directing the payment of claims for school books sold to the State," by the following Concurrent Resolution:

Resolved by the House of Representatives, the Senate concurring, That the State Superintendent of Education be, and he is hereby, directed to furnish, for the information of the General Assembly, his school book account setting forth the following items, viz:

1st. The whole number and kind of books by him received.

2d. The number, kind and cost of books issued by him to each County School Commissioner.

3d. The number of books paid for by School Commissioners.

4th. The disposition made of the money so paid for books by said School Commissioners.

5th. The actual number of books on hand.

6th. The amount of money required to liquidate the liabilities of the State incurred by purchase of books.

The Resolution was adopted, and ordered to be sent to the Senate.

Also, reported back the following, and recommended that they do not pass :

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina ;"

A Bill to purchase and maintain a school ship in the harbor of Charleston ;

A Joint Resolution providing for the free transportation of State students, in State institutions, over all railroads in the State, to and from their homes.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bills and Joint Resolution.

The Bills and Joint Resolution were ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the account of A. L. Singleton, for services as Deputy State Constable, and recommended payment.

On motion of Mr. JAMISON, the Report was adopted, and ordered to be sent to the Senate.

Mr. FROST, from the Committee on Public Lands, reported back a Bill to repeal an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties, and for other purposes," and recommended it do pass, with the following amendments :

1st. Insert, after the word "Carolina," where it occurs in third line of Section 2, the following words, viz : "Whose office shall be in Columbia, which shall be open for the transaction of business from 9 A. M. to 3 P. M."

2d. Strike out the word "ten," in same Section, where it occurs before "thousand," and insert "five."

3d. Strike out the words "fifteen hundred," in same Section, and insert "one thousand."

4th. Amend Section 7 by inserting, after the word "books," where it occurs on second line, the following words : "Which shall be open to public inspection at all times during office hours," and adding, at end of said Section, the following words : "Within fifteen (15) days after meeting thereof."

5th. Strike out all of Section 8, and substitute the following : "That the present Land Commissioner and the Advisory Board are hereby instructed to turn over to the Board of Land Commissioners, provided for in this Act, as soon as they qualify, all books and records pertaining to said office."

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BOSEMON, from the Medical Committee, reported back a Bill to authorize Wm. B. Anderson to practice as a veterinary surgeon, accompanied by a substitute entitled "Joint Resolution to authorize Wm. B. Anderson to practice as a veterinary surgeon."

Read the first time, and ordered to lie over for a second reading.

Also, reported back accounts of Drs. B. & J. L. Wofford, for attending prisoners in the Spartanburg jail for 1866 and 1867, and recommended the same be paid.

On motion of Mr. GOODSON, the Report was adopted and ordered to be sent to the Senate.

Mr. JONES, from the Committee on Incorporations, reported back a Senate Bill to charter the town of Yorkville, and recommended that it do pass, with the following amendment: In Section 5, strike out all after the word "powers" in the fifth line, down to the word "town" in the seventh line, and insert the words "heretofore granted to Magistrates in this State."

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

The SPEAKER presented the Report of the County Commissioners of Barnwell County, pursuant to Concurrent Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. TALBERT, pursuant to notice, and by leave, introduced

A Bill to make it felony for any one to make false titles, mortgages, &c.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WHIPPER, pursuant to notice, and by leave, introduced the following:

A Bill to provide for the widows and orphans of the Hon. George W. Dill, Hon. James Martin and Hon. Wade Perrin.

Read the first time, and referred to the Committee on Ways and Means.

A Bill to provide for the erection of a monument to the memory of Hon. B. F. Randolph and Hon. Wade Perrin.

Read the first time, and referred to the Committee on Ways and Means.

Also, gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce

A Bill to authorize the State Treasurer to issue Conversion Bonds, for certain *nulla bona* claims of sheriffs and ex-tax collectors in this State.

Mr. MYERS, pursuant to notice, and by leave, introduced a Bill to incorporate the Second Eutaw Baptist Church, of Beaufort County.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. LEVY introduced the following Concurrent Resolution, which,

On motion of Mr. JAMISON, was laid on the table :

Resolved, That the Committee appointed to investigate the books and papers of the County Commissioners of Charleston County, be instructed to investigate into the books and papers of the County Commissioners of Richland and Orangeburg Counties.

Mr. A. SMITH, pursuant to notice, and by leave, introduced a Bill to incorporate the Mount Pleasant Baptist Church.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Mr. GARDNER introduced

A Joint Resolution authorizing the Quartermaster General to purchase the necessary camp and garrison equipage to complete the organization of the State militia.

Read the first time, and referred to the Committee on Military Affairs.

Mr. MOBLEY gave notice that on to-morrow, or as soon thereafter as practicable, he will introduce a Bill to repeal an Act entitled "An Act to appoint a Sinking Fund Commission."

Mr. BRIGGS presented the Report of the County Commissioners of York County, pursuant to a Concurrent Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

The SPEAKER announced Mr. Wm. Littlefield as an additional member of the Committee on the Lunatic Asylum.

PAPERS FROM THE SENATE.

The Senate sent to this House the following Bills :

A Bill to vest in the Charleston Land Company the charter of a ferry from Hamlin's wharf, in the city of Charleston, to the following points on the Wando River, to wit : Scandonville, Remley's Point, Venning's Landing, and Daniel's Island Landing.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

A Bill to recharter the Combahee Ferry.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

A Bill to charter the Jacksonboro Ferry.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

A Bill to incorporate the Mechanics' Union, No 1, of Charleston, South Carolina.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

A Bill to regulate the call of the docket of the Supreme Court.

Read the first time, and referred to the Committee on the Judiciary.

A Joint Resolution to provide for the publication of the decisions of the Supreme Court, delivered during the years 1868, 1869 and 1870.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to repeal an Act entitled "An Act to provide for a Sinking Fund, and the management of the same."

Read the first time, and referred to the Committee on Ways and Means.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to establish a new Judicial and Election County from portions of the Counties of Barnwell, Edgefield, Lexington and Orangeburg, to be known as Woodbury County, being the Unfinished Business of February 2, was taken up.

The motion (by Mr. L. Cain) to strike out the enacting clause was considered.

Mr. A. SMITH moved to indefinitely postpone the motion to strike out the enacting clause. Agreed to.

The second reading of Section 3 was continued.

On motion of Mr. C. D. HAYNE, Section 3 was amended by inserting after the word "Chavis," on the second line, the name "W. H. Reedish."

Mr. C. D. HAYNE moved to fill the blanks on the 2d line, Section 4, with the words "third Wednesday of October, A. D. 1872."

Mr. L. CAIN moved to amend the amendment by striking out "1872" and inserting "1876."

On this Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 39; nays, 46. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Boston, Bowley, Byas, L. Cain, E. Cain, Cousart, Dannerly, Derrick, Elliott, Ellison, Gaither, Garey, Giles, Goggins, J. A. Green, Guffin, Harris, Hart, Henderson, Holmes, Humbert, Humphries, Hunter, Keith, Kuh, Lang, McDaniels, T. D. McDowell, Milton, Moore, Mickey, Pendergrass, Singleton, Smart, Talbert, Warley, White.—39.

Those voting in the negative are :

Messrs Bascomb, Bass, Briggs, Bryan, Dennis, Dusenbury, Farr, Ferguson, Ford, Frost, Gantt, Goodson, C. D. Hayne, J. N. Hayne, Hedges, Jackson, Jamison, Jervey, Kennedy, Lee, Levy, Logan, Lyle, W. J. McDowell, Myers, Nehemias, Nuckles, Perry, Ramsey, Reedish, Rivers, Saunders, Shanklin, Small, Abraham Smith, Sullivan, Sumpter, Tarlton, Taylor, William M. Thomas, Thompson, Wallace, Whipper, Wilkes, Williams, Wofford.—46.

Mr. L. CAIN moved to amend the amendment by striking out " 1872," and inserting " 1878."

Mr. A. SMITH moved to indefinitely postpone the amendment to the amendment.

On this Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 47 ; nays, 41. Agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, Bass, Briggs, Bryan, Dennis, Dusenbury, Farr, Ferguson, Gantt, Goodson, C. D. Hayne, Jas. N. Hayne, Hedges, Holmes, Jackson, Jamison, Jervey, Kennedy, Lee, Levy, Logan, Lyle, W. J. McDowell, Mobley, Myers, Nehemias, Nuckles, Perry, Reedish, Rivers, Saunders, Shanklin, Small, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Wallace, Whipper, White, Wilkes, Williams and Wofford.—47.

Those voting in the negative are :

Messrs. Adamson, Berry, Boston, Bowley, Byas, L. Cain, E. Cain, Cousart, Dannerly, Derrick, Elliott, Ellison, Ford, Frost, Gaither, Garey, Giles, Goggins, Guffin, Hardy, Harris, Hart, Henderson, Humbert, Humphries, Hunter, Keith, Kuh, Lang, Lloyd, Maddocks, McDaniels, T. D. McDowell, Milton, Moore, Mickey, Pendergrass, A. L. Singleton, Smart, Talbert and Warley.—41.

Mr. BYAS moved to amend the amendment by striking out 1872 and inserting 1875.

Mr. A. SMITH moved to indefinitely postpone the amendment to the amendment.

Mr. L. CAIN moved to lay on the table the motion to indefinitely postpone.

On this, Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 38 ; nays, 47. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Boston, L. Cain, E. Cain, Cousart, Dannerly, Dennis, Derrick, Elliott, Ellison, Ford, Frost, Garey, Giles, Goggins, Guffin, Harris, Hart, Hedges, Humbert, Humphries, Hunter, Jackson,

Lang, Lloyd, McDaniels, Milton, Moore, Mickey, Pendergrass, Saunders, Talbert, Tarlton, J. W. Thomas, Wallace, Warley and White.—38.

Those voting in the negative are :

Messrs. Bascomb, Bass, Bowley, Briggs, Bryan, Byas, Duncan, Dusenbury, Farr, Ferguson, Gantt, Goodson, Hardy, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Jamison, Jervy, Keith, Kennedy, Lee, Levy, Logan, Lyle, Maddocks, W. J. McDowell, Mobley, Myers, Nehemias, Nuckles, Perry, Ramsay, Reedish, Rivers, Shanklin, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Taylor, Whipper, Wilkes, Williams and Wofford.—47.

Mr. MOBLEY called for the previous question on Section 4, and the call was sustained on the question, "Shall the main question now be put?"

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 53 ; nays, 29. Agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, Bass, Berry, Bowley, Briggs, Bryan, Cousart, Dennis, Duncan, Dusenbury, Farr, Ferguson, Ford, Gantt, Goggins, C. D. Hayne, J. N. Hayne, Hedges, Jackson, Jamison, Jervy, Kennedy, Lang, Lee, Levy, Litchfield, Logan, Lyle, W. J. McDowell, Mobley, Moore, Myers, Nuckles, Perry, Ramsay, Reedish, Rivers, Saunders, Shanklin, Small, A. Smith, Sullivan, Sumpter, Talbert, Tarlton, Taylor, Thompson, Wallace, Whipper, White, Wilkes, Williams and Wofford.—53.

Those voting in the negative are :

Messrs. Adamson, Boston, Byas, L. Cain, E. Cain, Dannerly, Derrick, Elliott, Ellison, Gaither, Garey, Giles, Guffin, Hardy, Harris, Hart, Henderson, Humbert, Humphries, Hunter, Keith, Lloyd, Maddocks, Milton, Mickey, Pendergrass, A. L. Singleton, R. M. Smith and Warley.—29.

On the main question, which was the motion (by Mr. A. Smith) to indefinitely postpone the amendment to the amendment (by Mr. Byas) to strike out "1872," and insert "1875,"

Mr. BYAS called for the yeas and nays, which were taken, and are as follows ;

Yeas, 49 ; nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs. Bass, Briggs, Bryan, Byas, Duncan, Dusenbury, Farr, Ferguson, Ford, Gantt, C. D. Hayne, J. N. Hayne, Hedges, Hunter, Jackson, Jamison, Jervy, Kennedy, Lee, Levy, Litchfield, Logan, Lyle, W. J. McDowell, Mobley, Moore, Myers, Nehemias, Nuckles, Perry, Ramsay, Reedish, Rivers, Saunders, Shanklin, Simons, R. M. Smith, Sullivan, Sumpter, Talbert, Tarlton, Taylor, Thompson, Wallace, Wilkes, Williams and Wofford.—49.

Those voting in the negative are :

Messrs. Adamson, Berry, Boston, Bowley, L. Cain, E. Cain, Cousart, Dannerly, Derrick, Elliott, Ellison, Gaither, Garey, Giles, Goggins, Hardy, Harris, Henderson, Holmes, Humbert, Humphries, Keith, Lloyd, Maddocks, T. D. McDowell, Milton, Mickey, Pendergrass, A. L. Singleton, J. W. Thomas, Warley and White.—32.

On the question (being the motion of Mr. C. D. Hayne to amend Section 4) " Shall the main question be put ?" it was decided in the negative and the previous question was exhausted.

Mr. BYAS moved to amend the amendment by striking out " 1872," and inserting " 1874." Agreed to.

The amendment, as amended, was adopted.

On motion of Mr. J. N. HAYNE, Section 6 was amended by striking out, on the first and second lines, the words " Southern Circuit," and inserting the words, " Third Congressional District, and shall form part and parcel of the Sixth Judicial Circuit."

On motion of Mr. C. D. HAYNE, Section 6 was further amended by filling the blank in the Section by inserting the words " second Monday of January, May and September."

On motion of Mr. C. D. HAYNE, Section 7 was amended by filling the blank in the Section by inserting the words " first day of April, A. D. 1874."

Mr. JAMISON moved to amend the title of the Bill and the Sections to compare thereto, by striking out the word " Woodbury" and inserting " Randolph."

Mr. LEE moved, as a substitute, to strike out " Woodbury" and insert " Aiken." Agreed to.

The Bill was read the second time, and ordered to be engrossed.

Mr. LEVY, by unanimous consent, introduced the following Resolution, which was adopted :

Whereas, it is reported that a pending investigation into the accounts of the County Commissioners of Charleston County has been arrested during its progress, and the investigation stopped ; be it

Resolved, That his Excellency the Governor be requested to inform this House whether he has any knowledge of the suspension of said investigation, and by whose authority and orders said suspension has been effected.

A Bill to amend an Act entitled " An Act to protect laborers and persons working under contract on shares of crops," was taken up.

On motion of Mr. WHIPPER, the consideration of the Bill was postponed, and made the Special Order for to-morrow.

A Bill requiring the County Treasurers of the respective Counties of

the State to attend at each polling precinct in his County for the collection of taxes was taken up.

Mr. A. L. SINGLETON moved to strike out the enacting clause of the Bill. Not agreed to.

On the question of passing Section 1 to a third reading, Mr. JONES called for the yeas and nays, which were taken, and are as follows :

Yeas, 71 ; nays, 5. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Bass, Berry, Bosemon, Boston, Briggs, Bryan, Byas, Lawrence Cain, Everidge Cain, Cousart, Dannerly, T. A. Davis, Derrick, Duncan, Dusenbury, Ellison, Farr, Ferguson, Ford, Gantt, Gardner, Garey, Goggins, John A. Green, Guffin, Hardy, Hart, James N. Hayne, Hedges, Holmes, Humbert, Humphries, Hunter, Keith-Kuh, Lee, Lloyd, Logan, Lyle, Maddocks, Milton, Mobley, Moore, Myers, Nehemias, Nuckles, Ramsay, Reedish, Saunders, Shanklin, J. P. Singleton, Small, Smart, Abraham Smith, R. M. Smith, Sullivan, Sumpter, Talbert, Tarlton, Taylor, William M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes and Wofford.—71.

Those voting in the negative are :

Messrs. Jamison, Jones, Lang, T. D. McDowell and A. L. Singleton.—5.

The amendment recommended by the Committee to Section 2 is as follows : By adding, after last line in the Section, the words "and if there be no paper published in said County, then by posting said notice in three public places in each precinct," and by striking out, in last line, the word "three," and inserting the word "two," was considered.

On the question of adopting the amendment,

Mr. JONES called for the yeas and nays, which were taken, and are as follows :

Yeas, 70 ; nays, 6. Adopted.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Bass, Bosemon, Boston, Briggs, Byas, L. Cain, E. Cain, Dannerly, T. A. Davis, Derrick, Duncan, Dusenbury, Ellison, Farr, Ferguson, Gantt, Gardner, Garey, Goggins, J. A. Green, Guffin, Hardy, Hart, J. N. Hayne, Hedges, Holmes, Humbert, Humphries, Hunter, Jamison, Keith, Lee, Lloyd, Logan, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Milton, Mobley, Moore, Myers, Nehemias, Nuckles, Pendergrass, Ramsay, Reedish, Saunders, Shanklin, Simons, J. P. Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes and Wofford —70.

Those voting in the negative are :

Messrs. Berry, Cousart, Giles, Jones, Lang and A. L. Singleton.—6.

On the question of passing Section 2 to a third reading,

Mr. JONES called for the yeas and nays, which were taken, and are as follows :

Yeas, 68 ; nays, 4. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Bass, Bosemon, Boston, Briggs, Byas, L. Cain, E. Cain, Cousart, Dannerly, T. A. Davis, Derrick, Duncan, Dusenbury, Ellison, Ferguson, Gaither, Gantt, Garey, Giles, Goggins, J. A. Green, Hardy, Hart, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Humbert, Humphries, Hunter, Keith, Lee, Logan, Lyle, Maddocks, W. J. McDowell, Mobley, Moore, Myers, Nehemias, Nuckles, Pendergrass, Perry, Ramsay, Reedish, Saunders, Shanklin, Simons, J. P. Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Talbert, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Whipper, White, Wilkes and Wofford.—68.

Those voting in the negative are :

Messrs. Jones, Lang, T. D. McDowell and A. L. Singleton.—4.

On the question of passing the Bill to a third reading and ordering it to be engrossed,

Mr. JONES called for the yeas and nays, which were taken, and are as follows :

Yeas, 68 ; nays, 2. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Bass, Boston, Briggs, Byas, L. Cain, E. Cain, Cousart, Dannerly, T. A. Davis, Derrick, Duncan, Dusenbury, Ellison, Ferguson, Gaither, Gantt, Garey, Giles, Goggins, John A. Green, Hardy, Hart, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Humbert, Humphries, Hunter, Keith, Kuh, Lee, Logan, Lyle, Maddocks, W. J. McDowell, Mobley, Moore, Mickey, Myers, Nehcmias, Nuckles, Pendergrass, Perry, Ramsay, Reedish, Saunders, Shanklin, Simons, J. P. Singleton, Small, Smart, Abraham Smith, R. M. Smith, Sullivan, Sumpter, Talbott, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Whipper, Wilkes, and Wofford.—68.

Those voting in the negative are :

Messrs. Jones and Lang.—2.

Mr. A. Smith obtained leave of absence for ten days.

Mr. Griffin Johnson obtained leave of absence for five days.

On motion of Mr. SIMONS, at 4:10 P. M. the House adjourned till to-morrow at 12 M.

THURSDAY, FEBRUARY 9, 1871.

THURSDAY, FEBRUARY 9, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. FROST, from the Committee on Education, reported back the following, and recommended they do pass:

A Joint Resolution to provide for the payment of the mileage certificates of members of the State Board of Education of the State of South Carolina;

A Bill to provide for Teachers' Institutes.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill and Joint Resolution.

The Bill and Joint Resolution were ordered to lie over for a second reading.

Mr. HURLEY, from the Committee on Railroads, reported back the following, and recommended they do pass:

A Bill to charter the North Western Railroad Company, in South Carolina;

A Bill to charter the Cheraw, Lancaster, Union and Greenville Railroad Company.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. YOCOM, from the Committee on Penitentiary, submitted the following:

The Committee on the Penitentiary, to whom was referred a Resolution to inquire by what authority the Superintendent of the South Carolina Penitentiary is in possession of a forty-horse power engine, after a careful investigation, would state that the above mentioned forty-horse power engine was turned over to him in a very dilapidated condition, along with other machinery and old iron, from the State works at Greenville, S. C., by order of the Governor, on or about November, 1868.

On motion of Mr. DENNIS, the report was received as information.

Mr. HEDGES, from the Committee on Legislative Library, reported back a Joint Resolution to provide for the compensation of the State Librarian, and recommended it do pass, with amendment, by striking out all from

the word "Resolved" to the word "that," and insert the formal enacting clause.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading,

Mr. JERVEY, from the Committee on Privileges and Elections, reported back, with the recommendation that it do pass,

A Bill to determine the day of election of the Mayor and Aldermen of the city of Charleston.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported on the accounts of Columbia Gas Company, I. Sulzbacher, and J. A. Lederer, and recommended payment.

On motion of Mr. S. B. THOMPSON, the recommendation contained in the report was adopted.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 15.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, February 9, 1871.

Hon. Speaker of the House of Representatives.

SIR: I have the honor to acknowledge the receipt of the following Preamble and Resolution passed yesterday by the House of Representatives:

Whereas, it is reported that a pending investigation into the accounts of the County Commissioners of Charleston County has been arrested during its progress, and the investigation stopped; therefore, be it

Resolved, That His Excellency the Governor be requested to inform this House whether he has any knowledge of the suspension of said investigation, and by whose authority and orders said suspension has been effected.

In reply to this communication, I would respectfully inform the House of Representatives that the following letter of Acting Solicitor Seabrook, conveys all the information in the possession of this Department of the stoppage of the proceedings alluded to. These were ordered by myself, upon an intimation from Mr. Seabrook, of the existence of frauds and irregularities in the office of the County Commissioners of Charleston.

Under the impression that from the facility and convenience of procuring the requisite testimony, and the interests of the people of that

County, in the result of the investigation, that the city was the proper place for conducting it; and regarding the Judiciary as peculiarly entrusted with the administration and enforcement of the laws, I must be permitted to express my regret that the proceedings have been interfered with and interrupted during their progress by Legislative action at the imminent hazard of thwarting and defeating them.

CHARLESTON, S. C., February 4th, 1871.

To His Excellency R. K. Scott, Governor:

DEAR SIR: I write to say to you that I have been ordered to stop proceedings against the County Commissioners, by my superior Mr. Chamberlain. I wrote to Mr. C. to inform him that it would be necessary for me to communicate this fact to your Excellency, as I had informed you of my determination to bring to light the frauds of that office, and had been encouraged by you in that Resolution. I have the utmost confidence in Mr. Chamberlain, and presume that whatever has induced him to this is correct. I think, however, that he has made a mistake, and that he is going to bring down upon my unfortunate head a storm of indignation from the public, whose feelings are highly excited on this subject, and who are watching this investigation with the utmost interest. I had just written, at the time of receiving Mr. C.'s telegram, to him, to call upon you, and beg you for me to authorize me in engaging additional counsel. The matter was opening up, in my opinion, so as to show great misconduct, and I was disposed, without reference to the many lies that have been told, and unawed by the threats uttered, to push on in my duty. For myself, I see it plainly that I am to be the victim of the whole business, and am to be soundly abused by that very public which it was my utmost desire fearlessly to befriend. I beg your Excellency to not listen to *ex parte* statements against me; and am,

Very truly yours,

(Signed)

E. B. SEABROOK.

I have the honor to be,

Very respectfully,

Your obedient servant,

(Signed)

ROBERT K. SCOTT,

Governor.

On motion of Mr. JONES, the Message was referred to the Committee on the Judiciary, with instructions to report to-morrow.

PETITIONS, RESOLUTIONS, &c.

Mr. TALBERT presented the Report of the County Commissioners of Abbeville County, pursuant to a Resolution of the General Assembly.

Referred to the Committee on Ways and Means.

Mr. PERRY gave notice that he will on to-morrow, or as soon thereafter as practicable, introduce

A Bill to grant aid to certain Railroads.

Mr. HUNTER, by unanimous consent, introduced

A Bill to protect travellers on railway cars in this State.

Read the first time, and referred to the Committee on Railroads.

Mr. JERVEY presented the Report of the Commissioners of Charleston County, pursuant to a Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. YOCOM presented the Report of the County Commissioners of Chester County, pursuant to Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. MILTON, pursuant to notice, and by leave of the House, introduced

A Bill to provide for the compulsory attendance, at school, of children between the ages of six and sixteen years.

Read the first time, and referred to the Committee on Education.

Mr. JONES introduced the following Resolution :

Resolved, That on and after Monday, the 13th instant, this House will meet at 11 A. M., and adjourn at 3 P. M., meeting again at 7 P. M., and adjourn *ad libitum*.

On the question of adopting the Resolution, Mr. GUFFIN called for the yeas and nays, which were taken, and are as follows :

Yeas, 65 ; nays, 25. Adopted.

Those voting in the affirmative are :

Messrs. Bascomb, Bass, Berry, Bosemon, Boston, Briggs, Byas, L. Cain, E. Cain, Cousart, Crews, Crittenden, Derrick, Duncan, Dusenbury, Farr, Ferguson, Ford, Frost, Gantt, Gardner, Garey, Giles, Goodson, Guffin, James N. Hayne, Hedges, Holmes, Humbert, Humphries, Hunter, Jackson, Jervy, Jones, Keith, Kuh, Lang, Lee, Levy, McDaniels, T. D. McDowell, Miles, Milton, Myers, Nehemias, Nerland, Nuckles, Ramsay, Reedish, Saunders, Shanklin, A. L. Singleton, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, Thompson, Wallace, Warley, Wilkes, Williams, Wilson, Wofford and Yocom.—65.

Those voting in the negative are :

Messrs. Bowley, Bryan, T. A. Davis, Elliott, Gaither, Hardy, Harris, Hart, Henderson, Lloyd, Lyle, Maddocks, Mobley, Moore, Mickey, Pendergrass, Perry, Rivers, Simons, Small, Smart, Abraham Smith, Talbert, J. W. Thomas and White.—25.

Mr. MOBLEY, pursuant to notice, and by leave, introduced

A Bill to repeal an Act entitled "An Act to appoint a Sinking Fund Commission."

Read the first time, and referred to the Committee on Ways and Means.

Mr. HURLEY introduced the following Resolution, which was adopted :

Resolved, That there be added to the Standing Committees of the House, for the balance of this session, a Committee on Bank and Insurance Companies.

Mr. R. M. SMITH gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill authorizing the Comptroller General to sink certain balances in favor and against the State.

PAPERS FROM THE SENATE.

The Senate sent to the House

A Bill to incorporate the Saving, Building and Loan Association of South Carolina.

Read the first time, and referred to the Committee on Incorporations.

A Bill to amend an Act entitled "An Act to incorporate the Enterprise Railroad Company of Charleston, S. C.," approved March 1, 1870.

Read the first time, and referred to the Committee on Railroads.

Also, returned, with concurrence, the following :

Report of the Committee on Claims on account of W. R. Tradewell ;

Report of the Committee on Claims on account of A. L. Singleton ;

Report of the Medical Committee on account of Drs. B. & J. L. Wofford ;

Concurrent Resolution directing the State Superintendent of Education to render report relative to purchase of school books, &c. ;

Concurrent Resolution to call on the General Government for protection against domestic violence.

SPECIAL ORDER OF THE DAY.

A Bill to amend an Act entitled "An Act to protect laborers and persons working under contract on shares of crops."

The Bill was put upon its second reading.

Mr. PENDERGRASS moved to strike out the enacting clause of the Bill.

Mr. BRIGGS moved to indefinitely postpone the motion to strike out.

Mr. HUNTER moved to lay the motion to indefinitely postpone on the table. Agreed to.

The question recurring on the motion (by Mr Pendergrass) to strike out the enacting clause, it was withdrawn.

Mr. BYAS offered the following amendment to Section 1, by adding to the Section :

Provided, That this Act shall not be construed to mean that any person or persons, working under contract, shall be imprisoned for violation of the same.

Mr. JONES moved to postpone the further consideration of the Bill, and make it the Special Order for to-morrow, at 2 P. M.

On this, Mr. BOWLEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 34 ; nays, 38. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Bass, Boston, Briggs, Byas, J. Davis, Farr, Ferguson, Gantt, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Jamison, Jones, McDaniels, T. D. McDowell, W. J. McDowell, Miles, Mobley, Moore, Myers, Nehemias, Nerland, Nuckles, Rivers, Small, Sumpter, Talbert, W. M. Thomas, Whipper and Wilkes.—34.

Those voting in the negative are :

Messrs. Bowley, L. Cain, E. Cain, Crews, Crittenden, Derrick, Duncan, Dusenbury, Gaither, Giles, Harris, Humbert, Humphries, Hunter, Keith, Kuh, Lang, Lee, Levy, Lyle, Maddocks, Milton, Pendergrass, Ramsay, Saunders, A. L. Singleton, J. P. Singleton, R. M. Smith, Sullivan, Tarlton, Taylor, J. W. Thomas, Thompson, Wallace, Warley, Williams, Wilson and Wofford.—38.

Mr. A. L. SINGLETON moved to indefinitely postpone the whole matter.

On this Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 67 ; nays, 16. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Bass, Bosemon, Bowley, Bryan, L. Cain, Cousart, Crews, Crittenden, T. Davis, Derrick, Duncan, Dusenbury, Elliott, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Hardy, Harris, Hart, Hedges, Henderson, Humbert, Humphries, Hunter, Jackson, Jervey, Keith, Kuh, Lang, Lee, Levy, Littlefield, Lloyd, Lyle, Maddocks, Milton, Mobley, Mickey, Nerland, Pendergrass, Ramsay, Saunders, Shanklin, Simons, A. L. Singleton, J. P. Singleton, A. Smith, R. M. Smith, Sullivan, Talbert, Tarlton, Taylor, W. M. Thomas, Thompson, Warley, Wilkes, Williams, Wilson and Wofford.—67.

Those voting in the negative are :

Messrs. Boston, Byas, E. Cain, Farr, J. N. Hayne, Holmes, Jamison,

McDaniels, Miles, Moore, Myers, Nuckles, Smart, Sumpter, J. W. Thomas, Whipper and White.—16.

Mr. JERVEY, by unanimous consent, introduced the following Resolution, which was adopted :

Resolved, That the Clerk of the House be instructed to draw pay-certificates in favor of the following named persons, for the amount set opposite their respective names, for services rendered as witnesses before the Committee on Privileges and Elections, in the contested election case of Spartanburg County :

John Borman	\$32 00
Wm Irwin.....	59 00
C. H. Bankard.....	53 00
Henry Sparnick.....	53 00
S. J. Poinier	53 00
Total.....	<u>\$250 00</u>

Mr. BERRY obtained leave of absence for five days.

On motion of Mr. JONES, at 3:20 P. M., the House adjourned till to-morrow, at 12 M.

FRIDAY, FEBRUARY 10, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported the following as duly and correctly engrossed for a third reading :

A Bill to incorporate the Sons and Daughters of Zion of the Providence Baptist Church, Hamburg, S. C.;

A Bill to amend Section 15 of an Act entitled "An Act to organize and govern the militia of South Carolina ;"

A Bill to prevent accidents from flats and rafts ;

A Bill to incorporate the Young Men's Africanus Debating Club ;

A Bill to require the State Treasurer to pay County Treasurers the apportionment of the State school fund belonging to the respective Counties, and for other purposes ;

A Bill to renew and amend the charter of certain religious associations heretofore granted ;

A Bill to prohibit disguises.

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Also,

A Senate Bill to authorize Circuit Judges to hold Court in other Circuits than their own.

The Bill was read the third time, passed, its title changed to an Act, and ordered to be enrolled.

Also,

A Senate Bill to supply the deficiency in the appropriation for the support and maintenance of free schools for 1870.

The Bill was read the third time, passed, its title changed to an Act, and ordered to be enrolled.

Also,

A Senate Bill to charter the town of Hamburg.

The Bill was read the third time, passed, and ordered to be returned to the Senate, with amendments.

Mr. WILKES, from the Committee on the Judiciary, submitted the following

REPORT.

The Judiciary Committee, to whom was referred Message No. 15 of His Excellency R. K. Scott, beg leave to report :

Your Committee commend the promptness with which His Excellency ordered an investigation into the accounts of the County Commissioners of Charleston County, upon an intimation of frauds and irregularities ; but, your Committee cannot agree with His Excellency that the action of the Senate and House of Representatives, in appointing a Special Joint Committee to investigate the alleged "frauds and irregularities in the office of the County Commissioners of Charleston," have interrupted the investigation ordered by him, or is calculated to thwart and defeat it. The Commissioners of each County are required by law to submit an annual Report of their transactions to the Legislature, and the two Houses have a clear right, and they are solemnly bound, to require the Commis-

sioners to explain any portion of their transactions that may need explanation. . Granted, that "the administration and enforcement of the laws" are peculiarly entrusted to the Judiciary. Yet, it is clearly within the province of the Legislature, to appoint a Committee to investigate any alleged malfeasance in office. There is no conflict of authority here; the Joint Committee may proceed to investigate and report to the Legislature, and, upon their report, the Legislature may take appropriate action; at the same time, the Judiciary may proceed to enforce the penalty of an infracted law.

The County Commissioners of Charleston County, having been presented by the Grand Jury of said County, for indictment, your Committee fully recognize the right of the Attorney General to direct the action, in the premises, of his under law officer, Mr. Seabrook. This he has done, and nothing more; and for the information of the House, we append the following letter of the Attorney General:

OFFICE OF THE ATTORNEY GENERAL,
COLUMBIA, S. C., February 10, 1871.

*Honorable W. D. WILKES, Chairman Judiciary Committee,
House of Representatives.*

DEAR SIR: I observe that the special message of the Governor, in relation to alleged frauds in the office of the County Commissioners in Charleston, has been referred to your Committee.

It is, perhaps, proper for me to say that my action was taken wholly in the interest of the public, and of impartial justice, and had relation to the mode and manner of conducting the necessary preliminary investigations. I knew nothing of the wishes of the Governor, and acted solely upon my own judgment.

The investigation was suspended only for sufficient time for my views and instructions to reach Mr. Seabrook, by mail, and no one need fear that the result will be prejudicial to full justice in the matter. The investigation is now preceeding in accordance with my instructions, and the public will, in due time, be acquainted with the results.

I had not supposed that the appointment of a Committee of the General Assembly could supersede, or was intended to supersede, the investigation by the usual modes and officers of the law.

Very respectfully,

(Signed)

D. H. CHAMBERLAIN,
Attorney General.

Your Committee respectfully ask to be discharged from the further consideration of the Message and accompanying letter of Mr. Seabrook.

On motion of Mr. LEVY, the Report was received as information, and the Committee discharged.

Also, reported back the following, and recommended that they do pass :

A Bill to provide the manner for obtaining the right of way where lands are surrounded by other lands ;

A Joint Resolution authorizing J. A. Mayes, Executor, to sell certain lands in Sumter County.

On motion of Mr. GOODSON, the Report was laid on the table to take up the Bill and Joint Resolution.

The Bill and Joint Resolution were ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back accounts of John Williams, Sergeant-at-Arms, J. M. Allen and A. H. Hayden, and recommended payment.

On motion of Mr. BYAS, the recommendation contained in the Report was adopted.

Mr. FROST, from the Committee on Enrolled Acts, reported that the following named Acts were presented to the Governor for his signature at 11:40 this A. M. :

An Act ceding the jurisdiction of the State of South Carolina to the United States of America over such lands as may be acquired for public purposes by the said United States of America ;

An Act to incorporate the Logan Fusileers, of the Parish of St. Thomas and St. Dennis, Charleston County ;

An Act to incorporate the Charleston Cleansing Company, of the City of Charleston ;

An Act to recharter Moore's Ferry, under the name of Dinkins' Ferry, over the Catawba River ;

An Act to incorporate the Moses Guards, of Ridgeway, in Fairfield County ;

An Act to regulate the right of traverse ;

An Act to renew and extend an Act to provide a mode by which to perpetuate testimony in relation to deeds, wills, choses in action, and other papers destroyed or lost during the recent war ;

An Act to incorporate the South Carolina Saving and Building Association, No. 2;

An Act to renew and amend the charter of the town of Spartanburg ;

An Act to incorporate the Nashville Independent Blues' Charitable Association, of the City of Charleston, S. C. ;

Also, Joint Resolution authorizing the Executive to commission Ridley K. Carlton as Coroner of Beaufort County.

The Report was received as information.

Mr. WHIPPER, from the Committee on Ways and Means, to whom was recommitted a Bill to compel County Treasurers to receive County orders in full for County taxes, reported back the same and recommended it do pass with the following amendments :

To alter the title where the words "County orders" occur, and insert between "orders and in" the words "checks or warrants," and insert the same in every place where the words "County orders" occur in the Bill. Also, to add to the Bill

"SECTION 3. That the provisions of this Bill shall not apply to orders, checks or warrants, issued prior to the passage of this Bill."

Also the following, and recommended that they do pass :

A Senate Joint Resolution authorizing the County Commissioners of Lancaster County to levy a special tax ;

A Senate Joint Resolution authorizing the County Commissioners of Marlboro County to levy a special tax ;

A Senate Joint Resolution authorizing the County Commissioners of Spartanburg County to levy a special tax ;

A Senate Joint Resolution authorizing the State Treasurer to re-issue to Thomas L. Webb, Trustee of Mackewn and Martha Johnstone a certain certificate of State Stock ;

A Senate Joint Resolution authorizing the State Treasurer to re-issue to John Phillips, Executor of John Campbell, deceased, certain certificates of State Stock ;

Joint Resolution authorizing the State Treasurer to re-issue certificate of State Stock to R. S. Porcher.

On motion of Mr. GOODSON, the Report was laid on the table to take up the Bill and Joint Resolutions.

The Bill and Joint Resolutions were ordered to lie over for a second reading.

Also, reported on the petition of W. B. Pringle, executor of Mrs. Bertha Skirving, by a Joint Resolution.

Read the first time, and ordered to lie over for a second reading.

PAPERS FROM THE SENATE.

The Senate sent to this House the following :

A Bill to establish a ferry across the Catawba River, near the late Jno. S. Perry's mill, and for other purposes.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

A Joint Resolution to allow J. M. Plowden, of Clarendon County, to redeem certain forfeited lands.

Read the first time, and referred to the Committee on the Judiciary.

A Joint Resolution to pay Wm. B. Timmons two hundred and thirty-three dollars and forty-four cents.

Read the first time, and referred to the Committee on Ways and Means.

Also, returned, with non-concurrence,

Report of Committee on Claims on the account of J. H. Leland, for teaching school in Charleston County.

On motion of Mr. BYAS, a message was sent to the Senate, respectfully insisting upon the adoption of the Report.

Also, with non-concurrence,

Reports of Committee on Claims on accounts of W. T. Bates and John H. Ashmore, for building school houses in Greenville County.

On motion of Mr. THOMPSON, the House receded from its action whereby the Reports were adopted, and the accounts ordered to be returned to the claimants.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 35.

IN THE SENATE, COLUMBIA, S. C., February 9, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it insists upon its refusal to concur in the amendment of your House, to Senate Joint Resolution authorizing the State House Keeper to purchase fifteen tons of coal, for the use of the General Assembly and State officers.

Very respectfully,

(Signed)

A. J. RANSIER,

President of the Senate.

On motion of Mr. BYAS, a message was sent to the Senate informing that body that the House respectfully insist on their amendments, and requesting a Committee of Conference.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to amend an Act entitled "An Act to organize the Supreme Court," ratified the 18th day of September, A. D. 1868.

Also, introduced the following Resolution, which was adopted:

Resolved, That the Clerk of the House of Representatives be, and he is hereby, authorized to draw certificates for the sum of two thousand dollars in favor of H. G. Worthington, and for the sum of fourteen hun-

dred and ninety-five dollars in favor of R. B. Elliott, the same being the amounts allowed by the Board of Managers for their professional services in matter of the impeachment of T. O. P. Vernon.

Mr. LOGAN gave notice that he will on to-morrow, or some subsequent day, introduce

A Bill to hold persons responsible for selling real property of defective, unsound or doubtful title.

Mr. LEVY introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas the price charged by the Columbia Gas Light Company, to the consumers, is extravagant, and almost beyond the power of the people, in limited circumstances, to comply with ; and,

Whereas the General Assembly of this State should look to the interests of the people at large, and to abate the extortion now being demanded ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That a Committee of three on the part of the House, and on the part of the Senate, be appointed to investigate and ascertain the cause of such unreasonable charges, and report the same at as early a period as possible.

Mr. HARDY, pursuant to notice, and by leave, introduced

A Bill to incorporate the Benford and Mazyck Ethiopian Troupe.

Read the first time, and referred to the Committee on Incorporations.

Mr. WHIPPER, pursuant to notice, and by leave, introduced

A Bill to abrogate and sink the debt of the State of South Carolina, incurred in aid of the late rebellion against the United States.

Read the first time, and referred to the Committee on Ways and Means.

Mr. J. N. HAYNE presented the account (74.00) of R. W. Boone, for services summoning witnesses in impeachment case of T. O. P. Vernon.

On motion of Mr. DENNIS, the account was immediately considered, and ordered paid.

Mr. L. CAIN introduced the following Resolution, which was adopted :

Whereas, as appears in the Daily Union of the 3d instant, an appeal has been made to the people of the United States to come to the rescue of the suffering people of France, who, by the result of the war, have been reduced to the lowest extremities ; and, whereas, in response thereto, Mr. J. T. Davis, of Beaufort County, S C., is desirous of giving a lecture for the benefit of said sufferers ; therefore,

Resolved, That this body hereby grant to the said J. T. Davis the use

of the Hall of the House of Representatives for the purposes aforesaid, to be at his service on Tuesday evening, 14th instant.

Resolved, further, That the Resolution adopted yesterday, providing for two sessions a day, be, and the same is hereby, rescinded, so far it relates to the above mentioned evening.

Mr. MOORE gave notice that on to-morrow, or some subsequent day, he will introduce

A Bill to exempt ministers, physicians and attorneys from the provisions of an Act entitled "An Act to provide for the construction and the keeping in repair of public highways and roads."

Mr. WILLIAMS presented the account of W. W. Butler, of Greenville County, for teaching school in 1867.

Referred to the Committee on Claims.

Mr THOMPSON, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870.

Read the first time, and referred to the Committee on the Judiciary.

Also, introduced the following Resolution, which was adopted :

Resolved, That, on and after to-day, February 10, 1871, the Rule whereby it requires one day's notice for the introduction of Bills, is hereby suspended for the balance of the session.

Mr. GARDNER presented a petition of J. T. Solomons, of Sumter County, for refundment of tax penalty.

Referred to the Committee on Ways and Means.

Mr. RAMSAY introduced a Joint Resolution authorizing the President of the Senate and Speaker of the House of Representatives to call a Special Session of the Legislature.

Read the first time, and referred to the Committee on the Judiciary.

Mr. W. M. THOMAS, pursuant to notice, and by leave, introduced

A Bill to amend an Act entitled "An Act to incorporate the Homestead Building, Planting and Loan Association, of South Carolina."

Read the first time, and referred to the Committee on Incorporations.

Mr. HUMBERT introduced the following Preamble and Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas, a Special Committee was, several weeks since, appointed by the House to investigate, with reference to the disposition of the money appropriated to pay the mileage and per diem of the members of the Legislature, and instructed to report upon the same on February 3, 1871, at 2 o'clock P. M. ; and, whereas, on the 9th day of February, 1871, said Committee have not reported ; therefore,

Be it resolved by the House of Representatives, the Senate concurring, That said Committee be forthwith discharged, and a new Committee of five be appointed for the same purpose; said Committee to report at 2 o'clock on Monday, February 13, 1871.

The SPEAKER presented the account of H. H. Hicks, for services summoning witnesses in the impeachment case of T. O. P. Vernon.

Referred to the Committee on Contingent Accounts.

Messrs. Litchfield and Pendergrass obtained leave of absence for six days each.

SPECIAL ORDER FOR 1. P. M.

A Bill to give power to the City Council of the City of Charleston to issue policies of insurance against fire, and for other purposes, was taken up.

The Bill was put upon its second reading.

On motion of Mr. HUNTER, the further consideration of the Bill was postponed, and made the Special Order for Thursday, February 16, at 1 P. M.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Joint Resolution to confirm the appointment made by the Superintendent of Education of the State of South Carolina of the free school fund for the fiscal year ending October 31, 1869, was taken up.

The Joint Resolution was read the second time and ordered engrossed.

A Bill to provide for Teachers' Institutes was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution to provide for the payment of mileage certificates of members of the State Board of Education of the State of South Carolina was taken up.

The Joint Resolution was read the second time, and ordered engrossed.

A Bill to incorporate the Lebanon Presbyterian Church, of Fairfield, was taken up.

The Bill was read the second time, and ordered engrossed.

A Bill declaring a tract of land, consisting of one hundred acres, in the County of Fairfield, as escheated to the State, and vest the title to the same in the Trustees of Ridgeway Academy, was taken up.

The Bill was read the second time, and ordered engrossed.

A Bill to authorize the Clerks of the Courts of Common Pleas to take testimony in certain cases, and for other purposes therein mentioned, was taken up.

The Bill was put upon its second reading.

The amendment to Section 3, recommended by the Committee, as follows, was adopted:

To fill the blank in the third Section with the word "one," and to add after the word "dollar," the words "for each witness examined."

The Bill was read the second time, and ordered engrossed.

The following Bills and Joint Resolution, were taken up, and, on motion, the enacting and resolving clauses were stricken out:

A Bill to amend Section 279 of an Act entitled "An Act to revise, simplify and abridge the Rules, Practice, Pleadings and Forms of the Courts of this State."

A Bill to provide for a Physician's lien on crops.

A Joint Resolution to authorize the School Commissioner of Edgefield County to erect a school house at Red Bank, in said County.

A Bill to empower the Commissioners of Pilotage of the city of Charleston to elect a Clerk of the said Board, and for other purposes.

A Bill to provide for the place of imprisonment of persons under the age of 15 years.

A Joint Resolution authorizing the County Treasurers to pay teachers' accounts for the term commencing October, 1870.

A Joint Resolution authorizing the County Commissioners of Darlington County to levy a special tax.

A Bill to amend an Act entitled "An Act to revise, simplify and abridge the Rules, Practice, Pleadings and Forms of the Courts of this State."

A Bill to authorize the Clerks of the Courts of Common Pleas to take testimony in certain cases, and for other purposes therein mentioned.

A Joint Resolution suspending the writ of *habeas corpus* in various Counties.

A Joint Resolution to authorize the Governor to call out the Militia in the County of Abbeville, and for other purposes.

A Joint Resolution to authorize the County Commissioners of Edgefield County to levy a special tax.

A Joint Resolution declaring various Counties insurrectionary.

A Bill to amend Section 14 of an Act entitled "An Act to organize and govern the Militia of the State of South Carolina."

A Bill to provide for the maintenance of the public schools of the City of Charleston, and to make an appropriation to pay teachers for services rendered.

A Joint Resolution requiring the County Commissioners of Charleston County to establish a farm for the poor.

A Bill to provide State aid to the indigent planters of Kershaw County.

A Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices."

A Bill to amend the 7th Section of an Act entitled "An Act to alter the Act entitled 'An Act to amend the Criminal law,'" approved the 21st day of December, 1866.

A Bill to amend Section 5, of Article 10, of the Constitution of this State.

A Joint Resolution authorizing Isaac Palmer, of Anderson County, to charge and collect fees for attendance as a medical nurse.

A Bill to regulate the salaries of School Commissioners.

Also, a Senate Joint Resolution to withhold the last quarter's salary, for the year 1870, from all County School Commissioners, (except the School Commissioner of Newberry County,) who have failed to make their annual report to the State Superintendent of Education for the year 1870, in conformity with law.

A message was sent to the Senate accordingly.

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina," was taken up.

The Bill was put upon its second reading.

On motion of Mr. SINGLETON, the consideration of the Bill was postponed, and made the Special Order for to-morrow, at 1 P. M.

A Joint Resolution providing for the transportation of State students in the State Institutions, over all the railroads in the State, to and from their homes, was taken up.

The Bill was put upon its second reading.

On motion of Mr. MYERS, the consideration of the Bill was postponed, and made the Special Order for to-morrow, at 1:30 P. M.

A Senate Bill to provide for the protection of persons, property and the public peace, was taken up.

The Bill was put upon its second reading.

The following amendments recommended by the Committee were adopted:

To strike out the word "threaten," where it occurs in the 1st and 2d Sections of the Bill.

To strike out the words "to use all proper means diligently," in the 6th Section of the Bill.

To insert the word "of" after the word "fine," in the eleventh line, and also after the word "imprisonment," in the twelfth line, in the 7th Section of the Bill.

To insert the words "shall be" between the words "or" and "injured," in the third line, 8th Section.

To strike out the words "or the," between the words "house" and "building," first line, and to insert the words "may have" between the words "they" and "sustained," fifteenth line, in the 9th Section.

To insert the words "or Justice of the Peace" after the words "Trial Justice," wherever they occur in the tenth and twelfth Sections.

On motion of Mr. MYERS, Section 6 was amended by inserting after the word "Act" in the eighth line, the words "or be imprisoned in the County jail in the discretion of the Court."

The Bill was read the second time, and ordered to be engrossed.

A Bill to regulate the measurement and inspection of timber and lumber in the city of Charleston was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to authorize Henry C. Lancaster, Smith Howe and Henry A. Towles to collect wharfage and storage, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Mechanics' Union Society, No. 1, of the City of Charleston, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to alter and renew the charter of the town of Darlington was taken up.

The Bill was put upon its second reading.

On motion of Mr. KEITH, the consideration of the Bill was postponed, and made the Special Order for to-morrow, at 2 P. M.

A Bill to repeal an Act entitled "An Act to repeal the usury laws of this State," was taken up.

The Bill was put upon its second reading.

Pending the consideration of which, at 4 P. M., on motion of Mr. A. SMITH, the House adjourned till to-morrow, at 12 M.

SATURDAY, FEBRUARY 11, 1871.

Pursuant to adjournment, the House met at 12 M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by the Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back the following, and recommended that they do pass :

A Bill to authorize County Commissioners to bind to service illegitimate children of paupers, with the following amendments :

1 To amend Section 1 of the Bill by striking out the words " eighteen " and " twenty-one," where they occur in that Section, and inserting, in lieu thereof, the words " sixteen " and " eighteen ;" and to add, at the end of the same Section, the following :

" Provided, That it shall be the duty of the County Commissioners to, make a semi-annual report to the Probate Judge of the County of the number of children so bound over by them, and the names of the persons to whom the said children have been bound ; and in all such cases the action of the County Commissioners shall be subject to the approval of the Probate Judge, who shall have the power to annul the same upon good cause shown : And, provided, further, That the mother or father of any such child, bound as aforesaid, shall have the right to recover her or his child upon showing, satisfactorily, to the Probate Judge of such County that she, or he, is the lawful parent of such child, and that she, or he, is leading an upright life."

2. To add, at the end of Section 2, the following :

" And the said indenture, or covenant, shall set forth, fully, the causes for which such minor has been so bound, and that a copy of the same shall be filed in the office of the Probate Judge."

3. To amend Section 3 by striking out the words " master or mistress," where these words occur in the fifth line of the M. S., and inserting the words " parties to whom they are so indentured " in lieu thereof.

4. And to further amend the same Section by striking out the words, " master and mistress," where these words occur on the 12th and 13th lines of the M. S., and inserting the words " parties aforesaid " in lieu thereof.

5. To amend Section 4 by striking out the words " master or mistress," where these words occur at the end of that Section, and inserting the words " party to whom said child is bound " in lieu thereof.

6. To amend Section 5 by striking out the words " Clerk of the Court of Common Pleas," where these words occur in the 9th line of the M. S., and inserting the words " Probate Judge " in lieu thereof.

7. And the Committee further recommends that Section 6 of the Bill be entirely stricken out.

A Bill to amend the first clause of Section 25, Title, 3 of an Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State, approved March 1, 1870.

On motion of Mr: THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. FROST, from the Committee on Education, reported back the following, and recommended that they do not pass:

A Bill to make appropriation for the deficiency in the school fund;

A Bill to authorize the School Trustees of Edisto Island to build a school house at Wrightsville.

On motion of Mr. HARDY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. JONES, from the Committee on Incorporations, reported back the following, and recommended that they do pass:

A Senate Bill to renew and amend the charter of the town of Anderson;

A Senate Bill to amend the charter of the town of Union;

A Senate Bill to incorporate the town of Midway;

A Senate Bill to renew and amend the charter of the town of Bamberg, in the State of South Carolina;

A Senate Bill to amend an Act entitled "An Act to regulate the agencies of insurance companies not incorporated in the State of South Carolina;"

A Senate Bill to incorporate the town of Florence;

A Senate Bill to incorporate the Saving, Building and Loan Association, of South Carolina;

A Bill to incorporate the Capital Building and Loan Association, of Columbia.

On motion of Mr. HARDY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. HURLEY, from the Committee on Railroads, reported back the following, and recommended they do pass:

A Bill to protect travellers on railway cars in this State.

A Senate Bill to amend an Act entitled "An Act to incorporate the Enterprise Railroad Company, of Charleston, South Carolina," approved March 1, 1870.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Joint Resolution to provide for the payment of mileage certificates of members of the State Board of Education of the State of South Carolina.

Read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to renew the charter of Strawberry Ferry, over the Cooper River.

Read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill requiring the County Treasurers of the respective Counties of the State to attend at each polling precinct in the County for the collection of taxes.

The Bill was put upon its third reading.

On motion of Mr. JERVEY, Section 1 was amended by striking out from the end of the Section the words "in each precinct," and inserting the words "in each precinct: *Provided*, That the provisions of this Act shall not be construed to mean that County Treasurers shall attend at each polling precinct in any incorporated cities or towns: *And provided, further*, That it shall not apply to the city of Charleston."

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Mr. GARDNER, from the Committee on Military Affairs, reported back the following, and recommended that they do pass:

A Senate Bill to incorporate the Charleston Riflemen Club;

A Bill to incorporate the Edisto Light Guard;

A Joint Resolution authorizing the Quartermaster-General to purchase the necessary camp and garrison equipage to complete the organization of the State militia.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill and Joint Resolution.

The Bill and Joint Resolution were ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. WILKES, by leave, introduced

A Bill to amend an Act entitled an "Act to organize the Supreme Court."

Read the first time, and referred to the Committee on the Judiciary.

Mr. WHIPPER, by leave, introduced

A Bill to authorize the County Commissioners of Greenville, Spartanburg, Pickens, and Oconee Counties to levy an additional tax.

Read the first time, and referred to the Committee on Ways and Means.

Mr. LOGAN, by leave, introduced

A Bill to hold persons responsible for selling property of defective, unsound or doubtful title.

Read the first time, and referred to the Committee on the Judiciary

Mr. BOSEMON, by leave, introduced

A Bill to incorporate the Carolina Rifle Club, of Charleston.

Read the first time, and referred to the Committee on Military Affairs.

Mr. MOORE, by leave, introduced

A Bill to exempt ministers, physicians and attorneys from the provisions of an Act entitled "An Act to provide for the construction and keeping in repair of public highways and roads."

Read the first time, and referred to the Committee on the Judiciary.

Mr. GAREY introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That the Land Commissioner of this State is hereby requested and instructed to report to this House a full statement of his operations, as such Commissioner, by the 15th day of February, 1871.

Mr. SHANKLIN introduced a Joint Resolution to authorize the State Treasurer to issue a renewal of six per cent. State bonds issued in funding past due interest on six per cent. State stock.

Read the first time, and referred to the Committee on Ways and Means.

Mr. JAMISON introduced the following Resolution, which was adopted :

Resolved, That on and after the passage of this Resolution, the Chairmen of all the various Standing Committees of this House be instructed and required to report back to this House within five days after such Bills, Resolutions, &c., have been referred to them for consideration.

Mr. GARDNER introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That in accordance with Section 5 of an Act entitled "An Act to regulate the manner of keeping and disbursing funds by certain officers," approved the 22d day of August, 1868, a Committee consisting of one member of the Senate and two of the House of Representatives, be appointed to examine the accounts of the Treasurer. That the duties of said Committee shall be in accordance with the Act herein referred to.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 16.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, February 11, 1871.

Honorable Speaker of the House of Representatives :

SIR: I have the honor to inform you that I have this day approved and signed the following Acts and Joint Resolution, to wit:

An Act to renew and extend an Act to provide a mode by which to perpetuate testimony in relation to deeds, wills, choses in action, and other papers destroyed or lost during the recent war;

An Act to recharter Moore's Ferry, under the name of Dinkins' Ferry, over the Catawba River;

An Act to incorporate the Charleston Cleansing Company, of the city of Charleston;

An Act to incorporate the South Carolina Saving and Building Association, No. 2;

An Act to regulate the right of traverse;

An Act to incorporate the Nashville Independent Blues Charitable Association, of the city of Charleston, South Carolina;

An Act to renew and amend the charter of the town of Spartanburg;

An Act ceding the jurisdiction of the State of South Carolina to the United States of America over such lands as may be acquired for public purposes by the said United States of America;

Joint Resolution authorizing the Executive to commission Ridley K. Carlton as Coroner of Beaufort County.

Very respectfully,

(Signed)

ROBERT K. SCOTT,

Governor.

The following members obtained leave of absence:

Mr. Logan, for ten days;

Mr. Sullivan, for five days;

Mr. Wallace, for three days.

SPECIAL ORDER FOR 1 P. M.

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina."

The Bill was put upon its second reading.

Mr. MYERS moved to indefinitely postpone the further consideration of the Bill.

Mr. A. SMITH moved to lay on the table the motion to indefinitely postpone.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 32 ; nays, 36. Not agreed to.

Those voting in the affirmative are :

Messrs. Byas, L. Cain, E. Cain, Elliott, Farr, Ferguson, Gaither, Garey, S. Greene, Guffin, Harris, Hart, C. D. Hayne, J. N. Hayne, Humbert, Jamison, Keith, Kennedy, Lloyd, McDaniels, Milton, Mickey, Rivers, A. L. Singleton, J. P. Singleton, Small, A. Smith, Sumpter, J. W. Thomas, Thompson, Warley and Whipper.—32.

Those voting in the negative are :

Messrs. Bascomb, Bass, Bosemon, Boston, J. Davis, Duncan, Dusenbury, Ford, Frost, Gantt, Hunter, Jackson, Jervey, Kuh, Lee, Logan, W. J. McDowell, Mead, Miles, Mobley, Moore, Myers, Nehemias, Nuckles, Ramsay, Saunders, Shanklin, Taylor, W. M. Thomas, White, Wilkes, Williams, Wilson, Wofford and Yocom.—36.

The question recurring on the motion (by Mr. Myers) to indefinitely postpone the further consideration of the Bill,

Mr. NEHEMIAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 40 ; nays, 30. Agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, Bass, Bosemon, Boston, Bowley, Crittenden, Duncan, Dusenbury, Elliott, Farr, Ferguson, Ford, Frost, Gantt, Gardner, C. D. Hayne, Hunter, Jervey, Jones, Kennedy, Lee, W. J. McDowell, Mead, Miles, Moore, Myers, Nehemias, Nuckles, Ramsay, Shanklin, A. L. Singleton, Taylor, W. M. Thomas, Whipper, White, Wilkes, Williams, Wilson, Wofford and Yocom.—40.

Those voting in the negative are :

Messrs. Byas, L. Cain, E. Cain, Gaither, Garey, S. Greene, J. A. Green, Harris, Hart, J. N. Hayne, Henderson, Humbert, Jackson, Jamison, Keith, Kuh, Lloyd, Maddocks, McDaniels, Milton, Mickey, Rivers, Saunders, J. P. Singleton, Small, A. Smith, Sumpter, J. W. Thomas, Thompson and Warley.—30.

SPECIAL ORDER FOR 1:30 P. M.

A Joint Resolution providing for the transportation of State students in the State institutions, over all the railroads in the State, to and from their homes.

The Joint Resolution was put upon its second reading.

On motion of Mr. MYERS, the resolving clause was stricken out.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to permit William L Wood to adopt Napoleon B. Smith, to make him his lawful heir, and to change the name of the said Napoleon B. Smith to Napoleon B. Wood, was taken up.

The Bill was put upon its second reading.

On motion of Mr. JERVEY, the Preamble was amended by striking out the word "five" and inserting in lieu thereof the word "seven".

The Bill was read the second time, and ordered engrossed.

A Senate Bill to alter and amend an "Act to alter and amend the charter of the City of Greenville" was taken up.

The Bill was put upon its second reading.

On motion of Mr. JERVEY, Section 1 was amended by striking out, on fifth line, the word "twelve", and inserting the word "four"

The amendment recommended by the Committee to Section 2 was indefinitely postponed.

On motion of Mr. JERVEY, Section 2 was amended, by inserting after the word "labor", on fourth line, the words "and to enforce the payment of the same in the manner now provided by law for collection of taxes."

On motion of Mr. JERVEY, the following was adopted as

"SECTION 4. The said Mayor and Aldermen of the City shall have power to open new streets, and to widen, straighten, or alter streets now in use, upon payment of damages to the owner or owners of property affected thereby, the damages to be assessed by five freeholders of said City, two to be selected by the City Council, and two by the owner or owners of the property, and the fifth by the persons so selected."

The Bill was read the second time, and ordered engrossed.

A Bill to facilitate the punishment of crime was taken up.

The second reading of the Bill, at Section 2, was continued.

The consideration of the motion (by Mr. Byas) to amend the amendment of the Committee by striking out the word "two" and inserting "fifteen" was considered.

Pending the consideration of which, at the hour of 2 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Senate Bill to alter and renew the charter of the Town of Darlington.

On motion of Mr. BYAS, the Special Order was suspended to consider the Bill previously under discussion.

The amendment (by Mr. Byas) to strike out "two" and insert "fifteen" was withdrawn.

Mr. BYAS moved to amend the amendment of the Committee, by striking out the word "two" and inserting the word "ten."

A debate ensued, pending which,

The SPEAKER announced that there was not a quorum present.

On motion of Mr. C. D. HAYNE, at 2:30 P. M., the House adjourned till Monday next, at 11 A. M.

MONDAY, FEBRUARY 13, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. S. SAUNDERS.

The Journal of Saturday was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported the following as duly and correctly engrossed for a third reading:

A Bill to establish a new Judicial and Election County from portions of the Counties of Barnwell, Edgefield, Lexington and Orangeburg, to be known as Aiken County.

The Bill was put upon its third reading.

On motion of Mr. C. D. HAYNE, Section 2 was amended by striking out the name "P. J. Rockwell," and inserting the names "P. J. Rockwell, J. A. Green, E. S. J. Hayes, W. H. Reedish and B. Byas."

On motion of Mr. C. D. HAYNE, Section 3 was amended by striking out the name "W. H. Reedish," and inserting the names "W. H. Reedish and J. H. Cornish."

On the question of passing the Bill to a third reading, and ordering it to be sent to the Senate,

Mr. L. CAIN called for the yeas and nays, which were taken, and are as follows:

Yeas, 56 ; nays, 13. Agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, Bosemon, Crittenden, J. Davis, T. A. Davis, Dennis, Doyle, Duncan, Dusenbury, Farr, Ferguson, Ford, Frost, Gantt, Gardner, Giles, S. Greene, Guffin, Hardy, Hart, J. N. Hayne, Henderson, Humbert, Hurley, Jackson, Jamison, Jervay, Kennedy, Lee, Littlefield, Maddocks, Miles, Milton, Mobley, Moore, Myers, Nehemias, Nuckles, O'Connell, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, A. Smith, Sumpter, Taylor, J. W. Thomas, Warley, White, Wilkes, Williams, Wilson, Wofford and Yocom.—56.

Those voting in the negative are :

Messrs Adamson, L. Cain, Corwin, J. A. Green, Harris, McDaniels, T. D. McDowell, Mickey, Nerland, A. L. Singleton, Small, W. M. Thomas and Thompson.—13.

A Bill to incorporate the Mechanics' Union Society, No. 1, of the City of Charleston.

The Bill was put upon its second reading.

On motion of Mr. BOSEMON, the Bill was laid on the table.

Also, reported the following :

A Bill to provide for Teachers' Institutes ;

A Bill to authorize the Clerks of the Courts of Common Pleas to take testimony in certain cases ;

A Bill to authorize Henry C. Lancaster, Smith Howe and Henry A. Towles, to collect wharfage and storage ;

Joint Resolution to confirm the apportionment made by the Superintendent of Education of the State of South Carolina, for the fiscal year ending October 31, 1869.

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Mr. GARDNER, from the Committee on Military Affairs, reported back the following :

A Bill (favorably) to incorporate the Carolina Rifle Club, of Charleston ;

A Bill (unfavorably) to exempt King's Mountain Military School, in the town of Yorkville, from the operation of the provision of Section 14 of an Act entitled "An Act to organize and govern the Militia of the State of South Carolina," approved March 16, 1869.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. SAUNDERS, from the Committee on Charitable and Religious Institutions, reported back the following, and recommended that they do pass :

A Senate Bill to incorporate the Mechanics' Union, No. 1, of Charleston, South Carolina ;

A Senate Bill to amend the charter of the German Evangelical Lutheran Church, of Charleston.

On motion of Mr. A. SMITH, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. WILSON, by leave, introduced

A Bill to provide for the appointment of Trial Justices, the organization of their Courts, and the jurisdiction of the same.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WILKES, by leave, introduced

A Bill defining the jurisdiction of Justices of the Peace, the mode of procedure before them, and the duties of Constables in civil actions.

Read the first time, and referred to the Committee on the Judiciary.

Mr. NERLAND presented the account of James J. Jeter, of Union County, for services as Special Constable.

Referred to the Committee on Claims.

Mr. HURLEY, by leave, introduced

A Bill to declare the rights of common carriers.

Read the first time, and referred to the Committee on the Judiciary.

Mr. DENNIS introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate ;

Whereas, the Joint Committee, appointed at the regular session of 1869, to examine the books and vouchers of the State Treasurer and Comptroller-General, reported that duty performed, and every thing correct in said offices ; and, whereas, great discrepancies exist between the State Treasurer's, Comptroller-General's and Financial Agent's printed Reports ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That a Committee of three, on the part of the House, and ———, on the part of the Senate, be appointed to make a complete and thorough examination of all the accounts of the State Treasurer, Comptroller-General and Financial Agent, since their induction into office, with power to send for persons and papers, said Committee to have power to employ a Clerk, and expert, if necessary ; also, to submit any part of the results of their examination to the Attorney-General for his official action.

Mr. CREWS presented the petition of sundry citizens of North Carolina, for legislative action to secure free passage of fish up Main Broad River.

On motion of Mr. THOMPSON, it was referred to the Committee on Grievances.

Mr. BYAS, by leave, introduced

A Bill to amend an Act entitled "An Act to protect laborers and persons working under contract, on shares of crops."

Read the first time, and referred to the Committee on Labor.

Mr. FROST, by leave, introduced

A Bill to carry into effect the provisions of Section 2, Article 14, of the Constitution of the State of South Carolina.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WHITE introduced the following Resolution, which was adopted:

Whereas, it is known that great extravagance has been practiced in fitting up this Hall, and the various Committee Rooms of this branch of the General Assembly; therefore, be it

Resolved, That the Sergeant-at-Arms be, and is hereby, instructed to itemize all the furniture, and all other articles purchased for the use of the members, and report the same to this House, in order that instructions may be given for the safe keeping of the same.

Mr. O'CONNELL introduced

Joint Resolution to authorize the State Treasurer to pay J. W. Anderson and other persons named therein the sum of \$189.46, for services rendered during the month of October, 1870.

Read the first time, and referred to the Committee on Ways and Means.

Also,

A Joint Resolution to authorize the State Treasurer to pay G. F. Frost the sum of \$190, for losses sustained in consequence of a riot in Laurens County.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HURLEY introduced the following Resolution, which was adopted:

Resolved, That a Standing Committee of five be appointed, to be known as the Prison Reform Committee.

Mr. MYERS, by leave, introduced

A Bill to amend an Act entitled "An Act to organize and govern the militia of the State of South Carolina."

Read the first time, and referred to the Committee on Military Affairs.

PAPERS FROM THE SENATE.

The Senate returned, with concurrence, Report of Committee on Claims on account of Columbia Phoenix.

Also, sent the following :

MESSAGE FROM THE SENATE, No. 36.

IN THE SENATE, COLUMBIA, S. C., February 11, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it agrees to the request of your House for the appointment of a Committee of Conference on disagreeing votes of the two houses to House amendment of Senate Joint Resolution authorizing the Keeper of the State House to purchase fifteen tons of coal for the use of the General Assembly and State officers, and has appointed Messrs. Whittemore and Cardozo Committee, on the part of the Senate, to confer with the Committee of your House.

Very respectfully,

(Signed)

C. W. MONTGOMERY,

President *pro tem*

The SPEAKER announced Messrs. Byas, Whipper and J. P. Singleton as Committee, on the part of the House, and a message was sent to the Senate accordingly.

The Senate sent to this House the following :

A Bill to authorize and empower the Board of County Commissioners of Darlington County to issue bonds to the amount of \$25,000.

Read the first time, and referred to the Committee on Ways and Means

A Bill to amend an Act entitled "An Act establishing a line beyond which the wharves shall not be extended in the City of Charleston, and for other purposes," ratified 21st December, A. D. 1836.

Read the first time, and referred to the Committee on Commerce.

A Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices."

Read the first time, and referred to the Committee on the Judiciary.

A Bill to amend an Act entitled "An Act to provide for the conversion of State securities."

Read the first time, and referred to the Committee on Ways and Means.

✓ Bill to more effectually provide for the recording of all conveyances of real estate.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to provide for the government of the South Carolina Institution for the Education of the Deaf and Dumb and Blind.

Read the first time, and referred to the Committee on Education.

A Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties."

Read the first time, and referred to the Committee on Public Lands.

A Bill to incorporate the Huntoon Chemical and Soap Company of South Carolina.

Read the first time, and referred to the Committee on Incorporations.

A Joint Resolution directing part of a certain tax to be devoted to the erection of a Court House and Jail at Manning.

Read the first time, and referred to the Committee on Ways and Means.

Also, returned, with concurrence, Resolution calling upon the Land Commissioner for a report.

The SPEAKER laid before the House the following communication :

OFFICE SUPERINTENDENT OF EDUCATION,
COLUMBIA, S. C , February 13, 1871,
11:15 A. M.

*To the Honorable the Speaker and the House of Representatives
of the General Assembly of the State of South Carolina :*

GENTLEMEN: A certified copy of a Concurrent Resolution directing the State Superintendent of Education to report concerning school text books, has just been received at this office.

I shall, at the earliest practicable moment, submit, for the consideration of the Honorable the General Assembly a statement containing all the information at my command relative to the subject set forth in the Concurrent Resolution aforesaid.

(Signed)

J. K. JILLSON,
State Superintendent of Education S. C.

Received as information

The following members obtained leave of absence :

Mr. Briggs, for six days ;

Mr. Levy, for four days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to facilitate the punishment of crime, being the unfinished business of February 11, was taken up.

The second reading of Section 2 was continued.

The amendment to the amendment (by Mr. Byas) to strike out "two," and insert "ten" was considered.

Mr. KEITH moved to strike out the enacting clause of the Bill.

On motion of Mr. JAMISON, the motion to strike out the enacting clause was indefinitely postponed.

The amendment (by Mr. Byas) to amend the amendment proposed by the Committee, by striking out "two," and inserting "ten," was withdrawn and renewed by Mr. YOCOM.

Mr. KEITH moved to indefinitely postpone the amendment to the amendment.

On this Mr. YOCOM called for the yeas and nays, which were taken, and are as follows :

Yeas, 58; nays, 20. Agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, Bass, Bosemon, Boston, Bowley, L. Cain, Crittenden, J. Davis, T. A. Davis, Doyle, Duncan, Dusenbury, Elliott, Ferguson, Ford, Gantt, Garey, Giles, S. Greene, J. A. Green, Hardy, Hart, J. N. Hayne, Henderson, Humbert, Hunter, Hurley, Jackson, Jamison, Jervy, Keith, Kuh, Littlefield, W. J. McDowell, Mead, Miles, Milton, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Reedish, Rivers, Saunders, Simons, J. P. Singleton, A. Smith, Sumpter, Taylor, J. W. Thomas, Warley, White, Wilkes, Williams, Wilson and Wofford—58.

Those voting in the negative are :

Messrs. Adamson, Byas, Corwin, Cousart, Crews, Farr, Gaither, Gardner, Guffin, Jones, Kennedy, Lee, Maddocks, McDaniels, T. D. McDowell, Nuckles, Ramsay, Small, Whipper and Yocom.—20.

Mr. JONES moved to amend the amendment by striking out "two," and inserting "seven."

Mr. HUNTER moved to lay the amendment to the amendment on the table. Agreed to by a vote, on division, of yeas, 32; nays, 23.

The SPEAKER ruled that the laying on the table of the amendment carried Section 2 with it.

Mr. KEITH moved to indefinitely postpone the further consideration of the whole matter.

Mr. A. SMITH moved to lay the motion on the table.

On this, Mr. KEITH called for the yeas and nays, which were taken, and are as follows :

Yeas, 47; nays, 24. Agreed to.

Those voting in the affirmative are :

Messrs. Boston, Byas, L. Cain, E. Cain, Corwin, J. Davis, T. A. Davis, Elliott, Farr, Ferguson, Ford, Gaither, Giles, J. A. Green, Guffin, Hardy, Hart, J. N. Hayne, Henderson, Humbert, Hunter, Jamison, Jervy, Jones, Keith, Kennedy, Littlefield, Maddocks, T. D. McDowell, Mead, Moore, Mickey, Nuckles, O'Connell, Saunders, Simons, J. P. Single-

ton, A. Smith, Sumpter, W. M. Thomas, J. W. Thomas, Warley, Whipper, White, Wilkes, Wofford and Yocom.—47.

Those voting in the negative are :

Messrs. Adamson, Bascomb, Bass, Cousart, Crittenden, Dusenbury, Gantt, Garey, S. Greene, Jackson, Kuh, Lee, W. J. McDowell, Miles, Milton, Myers, Nehemias, Nerland, Ramsay, Reedish, Rivers, Taylor, Williams and Wilson.—24.

The amendment proposed by the Committee to Section 3, by filling the blank in the Section with the words " five thousand," was considered.

Mr. JONES moved to amend the amendment to the amendment, by striking out " five " and inserting " ten "

Mr. HUNTER moved to indefinitely postpone the amendment to the amendment.

Mr. A. L. SINGLETON moved to lay the motion on the table.

On this, Mr KEITH called for the yeas and nays, which were taken, and are as follows :

Yeas, 35 ; nays, 28. Agreed to.

Those voting in the affirmative are:

Messrs. Byas, E. Cain, Corwin, Crews, J. Davis, T. A. Davis, Elliott, Farr, Ford Gaither, Giles, Guffin, Hardy, J. N. Hayne, Jackson, Jones, Kennedy, Lee, Littlefield, T. D. McDowell, Mead, Moore, Mickey, Nerland, Nuckles, Saunders, A. L. Singleton, J. P. Singleton, A. Smith, Sumpter, W. M. Thomas, Warley, Whipper, White and Yocom —35.

Those voting in the negative are :

Messrs. Adamson, Bascomb, Boston, L. Cain, Crittenden, Dusenbury, Garey, S. Greene, Hart, Henderson, Humbert, Jamison, Keith, Kuh, W. J. McDowell, Miles, Milton, Myers, Nehemias, O'Connell, Taylor, J. W. Thomas, Thompson, Wilkes, Williams, Wilson and Wofford.—28.

The question being taken on the motion (by Mr. Jones) to amend the amendment by striking out " 5," and inserting " 10,"

Mr. YOCOM called for the yeas and nays, which were taken, and are as follows :

Yeas, 19 ; nays, 64. Not agreed to.

Those voting in the affirmative are :

Messrs. Byas, E. Cain, Corwin, Cousart, Farr, Gaither, Gardner, Garey, Guffin, Jones, Kennedy, Littlefield, T. D. McDowell, W. J. McDowell, Mobley, Moore, A. L. Singleton, Whipper and Yocom.—19.

Those voting in the negative are :

Messrs. Adamson, Bascomb, Bass, Bosemon, Boston, L. Cain, Crittenden, J. Davis, T. A. Davis, Doyle, Duncan, Dusenbury, Elliott, Ferguson, Ford, Frost, Gantt, Giles, S. Greene, J. A. Green, Hardy, Harris, Hart, J. N. Hayne, Henderson, Humbert, Hunter, Jackson, Jamison, Jervey, Keith, Kuh, Lee, Maddocks, McDaniels, Mead, Miles, Milton,

Mickey, Myers, Nehemias, Nerland, Nuckles, O'Connell, Ramsay, Reedish, Rivers, Saunders, J. P. Singleton, Small, A. Smith, Sumpter, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, White, Wilkes, Williams, Wilson and Wofford.—64.

Mr. YOCOM moved to lay the whole matter on the table. Agreed to.

A Bill to repeal an Act entitled "An Act to repeal the usury laws of this State," being the Unfinished Business of February 10, was taken up.

The Bill was put upon its second reading.

Mr. HUNTER moved to strike out the enacting clause of the Bill.

A debate ensued, participated in by Messrs. Wilkes, Dennis, Hunter and Jamison,

Pending which, at the hour of 3 P. M., the SPEAKER declared the House adjourned till 7 P. M.

EVENING SESSION.

Pursuant to adjournment, the House met at 7 P. M.

The SPEAKER took the chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

Mr. WHIPPER, by unanimous consent, introduced the following Preamble and Resolution :

Whereas information has been received of the cold blooded murder of eight persons, who were taken from the jail of Union County, on the night of the 12th instant, by an armed band of lawless men ; and whereas, it is said, that a writ of *habeas corpus* had been issued for their removal, several days since, from the jail of said County to a place of safety, by Judge W. M. Thomas, upon an affidavit setting forth the fact that the lives of said prisoners were threatened ;

Therefore, be it resolved, That Judge W. M. Thomas be, and he is hereby, requested to furnish this House with said affidavit on to-morrow, and with any other information touching said prisoners, that may have come into his possession.

Resolved, That a copy of these resolutions be served upon Judge W. M. Thomas, to-night.

Mr. WILKES offered the following amendment, which was adopted :

Be it further resolved, That a Committee of five be appointed to investigate the murder of the persons in Union jail, and that the Sergeant-at-Arms do summon Phillip Dunn, Sheriff of Union County, who is now in this city, to appear before that Committee on to-morrow, at 9 o'clock

A. M., and to bring with him a certain proclamation said to be in his possession.

The Resolution, as amended, was adopted.

The SPEAKER announced as Committee, in pursuance of the foregoing Resolution, Messrs. Whipper, Wilkes, Lee, Nuckles and Guffin.

Mr BYAS introduced the following Resolution, which,

On motion of Mr. WHIPPER, was laid on the table.

Resolved, That there be a Committee appointed to wait on the Governor, and ascertain whether he has carried out the requirements of the Resolution adopted by the General Assembly, requiring him to call upon the United States Government for military protection.

On motion of Mr. WHIPPER, at 8:30 P. M., the House resolved itself into Committee of the Whole on the present state of political affairs in South Carolina

Mr. J. N. HAYNE was called to the chair.

After debate, participated in by Messrs. Crittenden, Wilkes and Whipper,

On motion of Mr. WHIPPER, it was

Resolved, That the Committee do now rise, report progress, and ask leave to sit again.

The SPEAKER resumed the chair.

Mr. J. N. HAYNE, Chairman of the Committee of the Whole, reported progress, and asked leave to sit again.

On motion, leave was granted.

On motion of Mr. WHIPPER, at 9:30 P. M., the House adjourned till to-morrow, at 11 A. M.

TUESDAY, FEBRUARY 14, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back the following :

A Bill (favorable) to amend an Act entitled " An Act to organize the Supreme Court ;"

A Bill (favorable) to permit Burns D. Myers to adopt and make his lawful heirs H. Margaret Grimes and W. Burns Grimes, and to change the name of the said H. Margaret Grimes to H. Margaret Myers, and W. Burns Grimes to W. Burns Myers ;

A Senate Bill (favorable) to regulate the call of the Docket of the Supreme Court ;

A Senate Bill (favorable) to relinquish all the right, title and interest of the State of South Carolina in and to certain real estate whereof one Napoleon B. Pouncey, of Horry, a bastard, died seized, and vest the same in certain persons therein named ;

A Senate Joint Resolution (favorable) to allow J. M. Plowden, of Clarendon County, to redeem certain forfeited lands ;

A Senate Joint Resolution (favorable) to provide for the publication of the decisions of the Supreme Court delivered during the years 1868, 1869, and 1870 ;

A Bill (unfavorable) to exempt ministers, physicians and attorneys from the provisions of an Act entitled " An Act to provide for the construction and keeping in repair public highways and roads ;"

A Bill (without recommendation) to make it felony for any one to make false titles, mortgages, &c. ;

A Joint Resolution (without recommendation) authorizing the President of the Senate and Speaker of the House of Representatives to call a special session of the Legislature.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills and Joint Resolutions.

The Bills and Joint Resolutions were ordered to lie over for a second reading.

Mr. FROST, from the Committee on Education, to whom was committed a Bill to amend an Act entitled " An Act to establish and maintain a system of Free Common Schools for the State of South Carolina," reported back the same, and recommended that it do not pass ;

Also, (unfavorable) a Bill to provide for the compulsory attendance at schools of children between the ages of six and sixteen years ;

Also, a Senate Bill to amend an Act entitled " An Act to establish and maintain a system of Free Common Schools in the State of South Carolina," and recommended that it do pass, with the following amendments :

In line 2 of Section 7, strike out the words "fifteen hundred, (1,500)," and insert, in lieu thereof, the words "twenty-five hundred, (\$2,500.)"

In line 1 of Section 25, between the words "the" and "report," insert the word "annual."

In line 2 of same Section, strike out the word "annual," and insert in its stead the words "last quarterly salary of that year"

Strike out all of the 27th Section, and substitute the following:

"That each County School Commissioner shall receive as compensation for his services, including expenses for transportation within his County, an annual salary of one thousand (1,000) dollars, except the County School Commissioner of Charleston County, who shall receive an annual salary of twelve hundred (1,200) dollars, payable quarterly by the State Treasurer."

In Section 28, line 4, between the words "District" and "to," insert the words "countersigned by the County School Commissioner."

Add to Section 29, the words "and payment of poll tax."

In Section 32, line 1, strike out the word "Commissioners," and insert "Examiners."

In Section 36, strike out all from the word "the" in 5th line, to the word "Commissioners," on 12th line.

Strike out all of Section 41, and substitute the following:

"That the school year shall continue for a period of nine months, commencing and ending, as in the opinion of the County Board of Examiners will best subserve the educational interest of their County; but the County School Commissioner shall have power to limit the school year according to the School fund apportioned to his County."

In Section 49, line 8, strike out the words "less than two," and insert the words "more than four"

On motion of Mr THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over a second reading.

Mr. SIMONS, from the Committee on Lunatic Asylum, reported on a communication from Superintendent of Lunatic Asylum, relative to maintenance by the State of Beneficiaries, and recommended that it be referred to the Committee on Ways and Means.

On motion of Mr. JAMISON, the recommendation contained in the report was adopted.

Mr. HAGOOD, from the Committee on Charitable and Religious Institutions, reported back a Senate Bill to incorporate the Pleasant Grove Baptist Church, in Darlington, S. C., and recommended that it do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported, from the same Committee, a Bill to incorporate certain religious institutions.

Read the first time, and ordered to lie over for a second reading.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Bill to authorize and require the County Commissioners of Orangeburg County to build a bridge across the North Fork of Edisto River, and establish a road therefrom to the town of Branchville, in said County, and recommended that the Bill do pass, with the following amendments:

Strike out on the first and second lines the words "be, and is hereby, empowered and required," and insert the words "be authorized;" strike out all after the words "in said County."

Also, a Bill to amend an Act entitled "An Act to provide for the construction and the keeping of public highways and roads," approved March 1, 1870, and recommended that the Bill do pass, with the following amendments:

Strike out on fifth and sixth lines of printed Bill "between the first Monday in July and the first Monday in October annually," and insert "at any time during the year." After the word "Counties," on seventh line, insert "said work to be completed on the first day of November of each year." Strike out on sixteenth line the word "ten," and insert "six."

Also, a Senate Bill to vest in the Charleston Land Company the charter of a ferry from Hamlin's Wharf, in the city of Charleston, to the following points on the Wando River, to wit: Scanlonsville, Remley's Point, Venning's Landing and Daniel's Island Landing, and recommended that the Bill do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. JONES, from the Committee on Incorporations, reported back the following, and recommended that they do pass:

A Senate Bill to incorporate the Huntoon Chemical and Soap Company, of South Carolina;

A Bill to incorporate the Bentford & Mazyck Ethiopian Troupe;

A Bill to amend an Act entitled "An Act to incorporate the Homestead, Building, Planting and Loan Association, of South Carolina."

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

Mr. J. N. HAYNE, by leave, introduced

A Bill to charter the Ninety-six and Aiken Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Mr. T. A. DAVIS, by leave, introduced

A Bill to regulate the manufacture and sale of commercial fertilizers in the State of South Carolina.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Also,

A Bill to prohibit the bringing of paupers into the State of South Carolina.

Read the first time, and referred to the Committee on the Judiciary.

Mr. HUMBERT introduced the following Resolution:

Whereas, it is apparent, for the self-protection of the people in the various Counties in which the State militia has been organized, that they should be properly armed and equipped; therefore, be it

Resolved, That His Excellency Governor Scott be forthwith requested to restore the arms recently, by his order, taken away from said militia companies, and that he, without delay, furnish the necessary arms and equipments to all other companies organized and ready to receive the same.

Mr. HURLEY moved to make the further consideration of the Resolution the Special Order for to-morrow, at 2 P. M. Agreed to.

Mr. SMART presented the claim of J. M. Vaughn, of Fairfield County, for services rendered as State Constable in 1866 and 1867.

Referred to the Committee on Claims.

Also, by leave, introduced

A Bill to renew the charter of Peay's Ferry, over the Wateree River.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. BOWLEY introduced the following Resolution, which, on motion of Mr. KEITH, was laid on the table:

Whereas, great inconvenience occurs on account of there being no regularly appointed mail carrier to the House of Representatives; and, whereas, there should be such an appointment made, and the duties of such mail carrier defined; therefore, be it

Resolved, That the Sergeant-at-Arms be, and is hereby, authorized to appoint a suitable person as mail carrier to the House of Representatives, whose duties shall be to go regularly to the Postoffice on the distribution of all mails, receive all letters intended for the members of the House, and keep the same during the absence of any member, and deliver all letters personally; and for such service he shall receive the same compensation as now allowed to a clerk on a regular Committee.

Mr. THOMPSON, by leave, introduced

A Bill to provide for the attachment of judgments for money, moneys, choses in action, chattels and merchandise in the hands of the Sheriff, or any third party.

Read the first time, and referred to the Committee on the Judiciary.

Mr. A. L. SINGLETON introduced the following Resolution :

Resolved, That on and after Wednesday, February 15th, this House do meet in General session at 11 A. M., and adjourn at 5 P. M.

Mr. KEITH moved to indefinitely postpone the Resolution.

Mr. HUMBERT moved to lay the motion on the table. Agreed to.

Mr. WHIPPER moved to postpone the consideration of the whole matter till December 21, 1871. Agreed to.

Mr. O'CONNELL introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate :

Whereas the charges made by the Columbia Gas Light Company are notoriously exorbitant; and whereas the members of the General Assembly are anxious to do everything in their power to facilitate the reduction of the current expenses of the State, and to economise its expenditures; therefore be it

Resolved by the House of Representatives, the Senate concurring, That a Joint Committee, consisting of three on the part of the House, and — on the part of the Senate, be appointed, whose duty it shall be to inquire into and report upon the expediency of effecting a contract with the Southern Domestic Gas Light Company, for lighting up the State House and the public offices therein, said Committee to report at the earliest practicable moment.

Mr. WHITE introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas it must be apparent to all the members of both branches of this General Assembly, that no report can be reached in regard to the transactions of the Land Commission; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Attorney-General be, and is hereby, instructed to proceed against the several Land Commissioners for a non-compliance with the laws.

The SPEAKER laid before the House the following

COMMUNICATION.

COLUMBIA, S. C, February 14, 1871.

To the Honorable the Speaker and the Members of the House of Representatives of the State of South Carolina :

In obedience to the terms of a Preamble and Resolutions, served upon me by the Sergeant-at-Arms of the House of Representatives, in the following words, to wit :

“ Whereas information has been received of the cold-blooded murder of eight prisoners, who were taken from the jail of Union County on the night of the 12th inst. by an armed band of lawless men ; and whereas it is said that a writ of *habeas corpus* had been issued for their removal several days since, from the jail of said County to a place of safety, by Judge Wm. M. Thomas, upon an affidavit setting forth the fact that the lives of said prisoners were threatened ; therefore, be it

Resolved, That Judge Wm. M. Thomas be, and he is hereby, requested to furnish this House with said affidavit on to-morrow, and with any other information touching said prisoners that may have come into his possession.

Resolved, That a copy of these Resolutions be served upon Judge Thomas to-night.

A True Copy.

(Signed)

A. O. JONES,

Clerk House of Representatives.

Adopted February 13, 1871.

And in response thereto, I respectfully report :

That on the seventh day of February, 1871, Jas A. Dunbar, Esq., as the Attorney of Sylvanus Wright, Andrew Thompson, and Joseph Vanlew, presented to me, as the Judge of the Sixth Judicial Circuit, a petition on the part, and in the behalf of, the said Sylvanus Wright, Andrew Thompson, and Joseph Vanlew, setting forth, among other things, that the said petitioners, then in the custody of the Sheriff of Union County, were insecure in their lives in the common jail at Union Court House, and praying that a writ of *habeas corpus* should issue, so as to bring the bodies of said petitioners before me, directed to Philip Dunn, Sheriff of Union County ; which writ was duly served upon said Philip Dunn, Sheriff as aforesaid.

I beg leave further to report: That I have no copy of the petition aforesaid, or the same would be furnished with this response to the Preamble and Resolutions of the House of Representatives.

No return having been received to the said writ of *habeas corpus* from the said Philip Dunn, Sheriff as aforesaid, at the time when it should

reasonably have been expected, and learning that the Sheriff had refused to obey said writ, on Friday, the 10th February, a Rule to show cause why he should not be attached for a contempt was at once issued against said Philip Dunn, Sheriff as aforesaid, and sent to the Clerk of the Court of Union County, for the Coroner to serve; said Rule requiring the said Sheriff to show cause before me at Chester, on Tuesday, the 14th instant, at 10 o'clock.

Since the issuing of said Rule, the said Philip Dunn has personally appeared before me and stated that the said Rule to show cause was not served upon him at Union Court House, and has filed with me his return to the writ of *habeas corpus* in the matter of Sylvanus Wright, Andrew Thompson and Joseph Vanlew, which is hereunto annexed.

Upon reading the return of said Sheriff, I am of opinion that he has not been guilty of any contempt, and I have, therefore, discharged the Rule heretofore issued against him.

All of which is respectfully submitted.

(Signed)

WM. M. THOMAS,
Judge Sixth Circuit.

STATE OF SOUTH CAROLINA, }
RICHLAND COUNTY. }

The State of South Carolina, to Philip Dunn, Sheriff of Union County :
Greeting :

We command you that the bodies of Sylvanus Wright, Andrew Thompson and Joseph Vanlew, under your custody detained, (as it is said,) by whatsoever names they may be charged, together with a return of the day of their commitment, and the cause of their detention, you have before the Hon. W. M. Thomas, Judge of the Circuit Court of the Sixth Judicial Circuit, at the Court House in Columbia, immediately, or as soon as possible after the receipt of this writ, then and there to do, and be subject to, whatsoever the said Judge shall consider in that behalf, and you have then and there this writ.

Witness the Honorable Judge W. M. Thomas, at Columbia, this seventh day of February, A. D. 1871.

(Signed)

WM. M. THOMAS,
Judge Sixth Circuit.

The execution of this writ appears in the schedule hereunto annexed.
(Signed)

PHILIP DUNN, S. U. C.

STATE OF SOUTH CAROLINA,)
 SIXTH CIRCUIT. }

To the Coroner of Union County:

You are hereby ordered to summon Philip Dunn, Sheriff of Union County, to personally appear before me, at my chambers, at Chester Court House, on Tuesday, the 14th day of February, to show cause, if any he can, why he should not be attached for contempt of Court in not obeying my order to him to bring the bodies of Sylvanus Wright, and others, before me to-day, at Columbia.

You will serve him with a copy of this order, and return the original at the time and place specified, with your certificate of service.

(Signed)

WM. M. THOMAS,
 Judge Sixth Circuit.

February 10, 1871.

STATE OF SOUTH CAROLINA,)
 RICHLAND COUNTY. }

I, Philip Dunn, Sheriff of Union County, do certify and return to the Hon. Wm. M. Thomas, Judge of the Sixth Circuit of said State named in the writ to this schedule annexed, that before said writ came to me, to wit, on the 7th day of January, A. D. 1871, having been elected to the office and received a commission as Sheriff of Union County, in said State, I took possession of the jail of said County, and received from J. Rice Rodgers, the late Sheriff and Jailer of said County, the prisoners, Sylvanus Wright, Andrew Thompson and Joseph Vanlew, then confined in the jail of said County by order of commitment from Trial Justice Wm. A. Bolt, under the charge of murder.

I, the said Philip Dunn, Sheriff as aforesaid, do further certify and return that the writ to this schedule annexed came to me late on Thursday evening, the 9th instant; that the said prisoners had been, some time before they came into my possession, painfully wounded, and were, at the time of the service of the said writ on me, still confined to their beds from the effects of said wounds, and in no condition to be instantly removed by any means in my power or within my control; that the Spartanburg and Union Railway afforded the only safe and suitable means for transporting the said prisoners, in obedience to the said writ, within the power and control of the said Sheriff; that immediately after the reception of the said writ, I began to make the necessary preparation for the removal of the said prisoners, in obedience to the requi-

sitions of the same, at the earliest moment consistent with the safety and comfort of the said prisoners; that I could not provide for the removal of the said prisoners, in the wounded and enfeebled condition in which they were before the morning of Monday, the thirteenth instant, as no train passed down the said railroad from Union to Columbia, after the reception by me of the said writ, until on the morning of the day last aforesaid, except a train which left Union for Columbia at ten of the clock, on the morning of Friday, the tenth instant, by which time it was wholly impossible for me to remove the said prisoners, consistently with their comfort and safety; that I was prepared and ready to remove the said prisoners, and to bring them before your Honor, on the morning of Monday, the thirteenth instant, in obedience to the said writ, and fully and faithfully intended so to do, and would now have the bodies of the said prisoners before your Honor, but that, between the hours of one and two of the clock, on the morning of Monday, the thirteenth instant, the jail of the said County was surrounded by a large body of armed men, all and every of whom are unknown to me; the Jailer was by them overpowered, the prisoners forcibly taken from the jail, and from my possession, and the said Andrew Thompson and Sylvanus Wright were hanged by the neck until their bodies were dead, and the said Joseph Vanlew was shot to death by the said band of armed men; and these are the causes why I, the said Phillip Dunn, do not, and can not produce before your Honor the bodies of the said prisoners, as in the said writ I am commanded.

(Signed)

PHILLIP DUNN.

February 13, 1871.

STATE OF SOUTH CAROLINA, }
 RICHLAND COUNTY. }

On receiving the return of Philip Dunn, the Sheriff of Union County, to the writ of *habeas corpus*, commanding him to bring before me the bodies of Andrew Thompson, Sylvanus Wright and Joseph Vanlew, on motion of Mr. Easley, Attorney for the said Sheriff,

Ordered, That the rule issued against him requiring him to show cause why he shall not be attached for contempt, in that he had failed to obey the said writ, be dismissed.

(Signed)

WM. M. THOMAS,

February 13, 1871.

On motion of Mr. DENNIS, the communication was ordered to lie over until further information be received from Judge Thomas relative to the affidavit upon which the writ of *habeas corpus* was issued.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to regulate the granting of divorces.

Read the first time, and referred to the Committee on the Judiciary

A Bill to amend an Act entitled "An Act to regulate the formation of corporations," approved December 10, 1869.

Read the first time, and referred to the Committee on Incorporations.

Also, sent

A Resolution for the appointment of a Joint Committee to wait upon His Excellency the Governor relative to the outrages perpetrated in the upper Counties of this State.

On motion of Mr. THOMPSON, the blank in the Resolution was filled by inserting "five," the Resolution concurred in, and ordered to be returned to the Senate.

Also, returned, with concurrence,

A Resolution for the appointment of a Joint Committee to examine the accounts of the State Treasurer, Comptroller-General and State Financial Agent.

Also, sent the following :

MESSAGE FROM THE SENATE, No. 37.

IN THE SENATE, COLUMBIA, S. C , February 14, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that Messrs. Whittemore and Swails have been appointed a Committee on the part of the Senate, to act with a Committee appointed on the part of the House, pursuant to House Concurrent Resolution for the appointment of a Joint Committee to examine the accounts of the State Treasurer, Comptroller-General and Financial Agent.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President *pro tem*.

Also, the following :

MESSAGE FROM THE SENATE, No. 38.

IN THE SENATE, COLUMBIA, S. C , February 11, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a Concurrent Resolution for the appointment of a Joint Committee to ascertain the causes for the extravagant prices charged by the Columbia Gas Light

Company, originating in your House, has been laid on the table in the Senate.

Very respectfully,
(Signed) C. W. MONTGOMERY,
President pro tem.

Also, the following:

MESSAGE FROM THE SENATE, No. 39.

IN THE SENATE, COLUMBIA, S. C., February 14, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body, that Messrs. Hayne, Wilson and Wimbush, have been appointed a Committee on the part of the Senate, to act with Committee appointed on part of your House, under Senate Concurrent Resolution, to appoint a Special Committee to wait upon His Excellency the Governor.

Very respectfully,
C. W. MONTGOMERY,
President pro tem.

The SPEAKER announced, as a Committee on the part of the House, Messrs. Thompson, Holmes, L. Cain, Keith and Wilkes.

A message was sent to the Senate accordingly.

Mr. PERRY obtained leave of absence for five days.

Mr. SHANKLIN obtained leave of absence for four days.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to repeal an Act entitled "An Act to repeal the usury laws of this State," being the unfinished business of yesterday, was taken up.

The motion (by Mr. Hunter) to strike out the enacting clause, was withdrawn.

The Bill was read the second time.

Mr. O'CONNELL moved to strike out the enacting clause.

On motion of Mr. WILKES, the motion to strike out the enacting clause, was laid on the table.

Mr. JERVEY called the previous question on the whole matter, and the case was sustained.

On the question, "Shall the main question now be put?" Mr. HURLEY called for the yeas and nays, which were taken, and are as follows:

Yeas, 72; nays, 9. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Bascomb, Bass, Berry, Bosemon, Boston, Bowley, L. Cain, E. Cain, Crittenden, Dannerly, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goggins, Samuel Greene, John A. Green, Hagood, Hart, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Humbert, Hunter, Hurley, Jackson, Jamison, Jervay, Jones, Keith, Kennedy, Lee, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Miles, Milton, Mobley, Moore, Mickey, Nehemias, Nerland, Ramsay, Rivers, Saunders, A. L. Singleton, J. P. Singleton, Abraham Smith, Sumpter, Taylor, J. W. Thomas, Warley, Whipper, White, Wilkes, Williams, Wilson and Wofford.—72.

Those voting in the negative are :

Messrs. Crews, Guffin, Kuh, Mead, Myers, Nuckles, O'Connell, Simons, Wallace.—9.

The question being taken on passing the Bill to a third reading, and ordering it to be engrossed, which was the main question, it was decided in the affirmative.

Mr. YOCOM stated that had he been present he would have voted in the negative.

The following paper was presented to be entered on the Journal :

I vote "yes" on the passage of the Bill to repeal an Act entitled "An Act to repeal the usury laws of this State" for the following reasons:

1st. Because the benefit of the existence of the Act which this Bill seeks to repeal is confined to the few capitalists of the State, at the expense of the agricultural, manufacturing, mechanical and laboring interests of every kind.

2d. Because the experience of the time intervening between the passage of the Act above referred to and the present, proves its inability to accomplish the purpose of its framers, viz : to invite capital to the State for the development of its resources, but has, on the contrary, enabled capitalists, under the sanction of law, to extort exorbitant rates of interest, thereby defeating the object sought to be accomplished.

3d. Because the repeal of an Act that is conducive of no general good can certainly be productive of no general harm.

(Signed)

F. H. FROST.

A Senate Bill to amend the charter of the Columbia Building and Loan Association was taken up.

The Bill was put upon its second reading.

On motion of Mr. SIMONS, the Bill was laid on the table, and a message sent to the Senate.

A Bill to incorporate and recharter certain religious institutions was taken up.

On motion of Mr. HUMBERT, Section 7 was amended by inserting, on 1st line, before the name "Richard H. Humbert," the names, "W. J. Parnell, Joseph Fletcher."

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Capitol Building and Loan Association, was taken up.

The Bill was put upon its second reading.

On motion of Mr. SIMONS, Section 1 was amended by adding, on the second line, after the name "W. F. Hague" the name "Timothy Hurley."

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to renew and amend the charter of the Town of Bamberg, in the State of South Carolina, was taken up.

The Bill was put upon its second reading.

On motion of Mr. A. L. SINGLETON, Section 4 was amended by striking out, in the second line, the word "eight," after the word "from," and inserting the word "six"; also, same line, by striking out, after the word "until" the word "four," and inserting the word "six."

On motion of Mr. JAMISON, Section 4 was further amended by inserting after the word "refuse," in the fourteenth line, the words "without first cause."

On motion of Mr. A. L. SINGLETON, Section 6 was further amended by striking out, in eighteenth line, the word "fifty," and inserting "twenty five."

On motion of Mr. JAMISON, Section 6 was amended by striking out, on first line, the words "and Wardens," and inserting after the word "qualified" the words "or acting Intendant."

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the Saving, Building and Loan Association, of South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed

A Senate Bill to incorporate the Champion Hook and Ladder Company, of Chester, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the Rock Hill Hook and Ladder Company, was taken up

The Bill was read the second time, and ordered to be engrossed.

Mr. LEE, by unanimous consent, introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved, By the House of Representatives, the Senate concurring, that the two Houses meet in Joint Assembly on Thursday the 16th inst.,

at 1 o'clock P. M., for the purpose of electing a Judge of the 7th Judicial Circuit, to fill the vacancy occasioned by the resignation of Judge T. O. P. Vernon.

Mr. CREWS, by unanimous consent, introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, that a Committee of two on the part of the House, and — on the part of the Senate, be appointed, to proceed to Washington, and request that the President send a detachment of United States troops at once, to protect the lives and property of the people of the upper part of the State; and to make a true statement of the outrages in that section recently visited by the Ku Klux marauders.

A Joint Resolution to authorize the State Treasurer to re-issue to W. B. Pringle, Executor of Mrs. Bertha Skirving, certificate of State Stock, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the Mechanics' Union, No. 1, of Charleston, South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to amend an Act entitled "An Act to define the jurisdiction and duties of County Commissioners," was taken up.

The bill was put upon its second reading.

The amendment to Section 1, recommended by the Committee, as follows: by striking out in 8th line, the words "Attorney-General of the State," and inserting "Probate Judge of such County;" also, by striking out in 9th line the words "three thousand," and inserting "fifteen hundred; also, after the word "law," on 10th line, the words "except the County of Charleston, where the amount of said bonds shall be three thousand dollars," was adopted.

On motion of Mr. LEE, Section 2 was amended by striking out all after the word "the," in the first line, and inserting the words "next general election."

The Bill was read the second time, and ordered to be engrossed.

The SPEAKER laid before the House the following

COMMUNICATION.

COLUMBIA, February 14, 1871.

Hon. F. J. MOSES, JR., Speaker of the House of Representatives:

DEAR SIR: In reply to your note of this morning, I beg leave to state I made a full report to the Resolution of the House of this morning, and placed the same in charge of Mr. Kuh, a member of your body.

With reference to the especial paper to which you draw my attention, I would state that it has never come into my possession. The petition was presented by Mr. James A. Dunbar, as the Attorney for the petitioners, without any affidavit. I understand there were affidavits which would be submitted when the case came up for a hearing. This petition and affidavits must be in the possession of Mr. Dunbar.

Very respectfully,

Your obedient servant,

(Signed)

WM. M. THOMAS.

Judge Sixth Circuit.

Received as information.

A Bill to charter the Yemassee and Millen Railroad in South Carolina was taken up.

The Bill was put upon its second reading.

Mr. BYAS moved to strike out the enacting clause of the Bill.

On motion of Mr. MYERS, the motion to strike out was laid on the table.

Pending the further consideration of the Bill,

Mr. THOMPSON, from the Special Committee appointed to wait upon His Excellency the Governor relative to recent outrages, by leave, reported verbally that the Committee had performed the duty assigned them, and stated the Governor would communicate in writing.

The consideration of the Bill previously under discussion was continued.

Pending which, at the hour of 3 P. M., the SPEAKER announced that, pursuant to Resolution adopted, the House stood adjourned till tomorrow, at 11 A. M.

WEDNESDAY, FEBRUARY 15, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back a Bill to define the jurisdiction of Justices of the Peace, the mode of procedure before them, and the duties of Constables in civil actions, and recommended it do pass with the following amendments:

1. To amend Section 11 by striking out the word "are," where it occurs on the first line, and insert in lieu thereof the words "shall be."
2. To amend Section 12 by striking out the word "is," where it occurs on the eighth line, and insert in lieu thereof the words "shall be."
3. To strike out of Section 29, first and second lines, and all of the third line to the word "warrant," and insert in lieu thereof the word "a."
4. To strike out from Section 32, all between the words "he," on the third line and "shall," on the seventh line, and to strike out the words "and freeholders," on the eighth line of the same Section.
5. To amend Section 36, by striking out the word "warrant," where the same occurs on the third line, and insert in lieu thereof the word "order."
6. To amend Section 46 by striking out the word "appointed," where the same occurs on the third line, and insert in lieu thereof the word "approved."
7. To amend Section 51, by striking out all that occurs on the second line after the word "trial."
8. To amend Section 62, by inserting after the word "dollars," on the third line, the words "or imprisonment not exceeding forty-eight hours," and to strike out the words "person or," where the same occur on the sixth line.
9. To amend Section 75, by striking out the word "strike" on the fourth line, and insert in lieu thereof the word "select"
10. To amend Section 85, by striking out the words "render verdict," on the first line, and insert in lieu thereof the words "enter judgment."
11. To amend Section 88, by inserting after the word "entry," on the seventh line, the words "are unlawfully held by force."
12. To amend Section 93, by striking out the word "three," on the third line, and inserting in lieu thereof the word "five."
13. To amend Section 113, by striking out the word "personal," wherever it occurs in that Section, and to strike out the word "thirty," on the tenth line, and insert in lieu thereof the word "forty."
14. To amend Section 115 by striking out the word "thirty," wheresoever it occurs in that Section, and insert in lieu thereof the word "forty."
15. To amend Section 116 by striking out the word "property," on the first line, and insert in lieu thereof the words "real estate," and to insert the words "at least twenty-one days, and shall be sold at the Court

House on sales day," after the word County, on the second line ; and to further amend the same Section by inserting the words "all personal property," after the word "and," the first word on the third line, and also to insert the words "of personal property," after the word "sale," where it occurs the second time on the fourth line.

16. To amend Section 122 by striking out all that occurs after the word "cases," on the second line and third line, and insert in lieu thereof the words "as follows," and to strike out the words "his docket," on the eighth and ninth lines, and insert in lieu thereof the words "the process."

17 To amend Section 135, by striking out the words "last above," on the first line, and insert in lieu thereof the word "preceding."

On motion of Mr THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. KUH, from the Committee on Commerce, reported back the following, and recommended they do pass :

A Bill authorizing and empowering James C. Rundlett to establish a wharf in the town of Beaufort.

A Senate Bill to authorize Sylvanus Mayo to build a wharf in the town of Beaufort.

On motion of Mr. GAREY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the claims of F. W. Fairly, of Orangeburg County, and W. D. Kennedy, of Edgefield County, and recommended payment.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be sent to the Senate.

Also, reported back the account of A. M. Cartledge, of Fairfield County, for teaching school, and recommended that it be referred to the School Commissioner of Fairfield County, for payment.

On motion of Mr. THOMPSON, the recommendation contained in the Report was adopted.

Also, reported back the Report of Senate Committee on Claims on the account (\$600) of Rev. C. Bruce Walker, for arrears of salary as Secretary of the Board of Trustees of the South Carolina University, and recommended concurrence.

On motion of Mr. FARR, the Report was recommitted to the Committee on Claims.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported the following as duly and correctly engrossed for a third reading :

A Bill to repeal an Act entitled "An Act to repeal the Usury Laws of this State."

The Bill was read the third time, and on the question of passing the Bill and ordering it sent to the Senate,

Mr. YOCOM called for the yeas and nays, which were taken, and are as follows:

Yeas, 71; nays, 16. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Bass, Berry, Bowley, Lawrence Cain, Everidge Cain, Corwin, Cousart, Dannerly, James Davis, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ellison, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Goggins, Samuel Greene, John A. Green, Hardy, Harris, Hart, C. D. Hayne, James N. Hayne, Holmes, Humbert, Jamison, Jervay, Jones, Keith, Lee, Lloyd, Maddocks, T. D. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Ramsay, Reedish, Rivers, Simons, A. L. Singleton, J. P. Singleton, Small, Abraham Smith, Sumpter, Tarlton, Taylor, William M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson and Wofford.—71.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Byas, Crews, Dennis, Farr, Hunter, Hurley, Johnson, Kuh, McDaniels, W. J. McDowell, Mead, Miles, Nuckles, Wallace and Yocom.—16.

Also the following:

A Bill to regulate the Measurement and Inspection of Timber and Lumber in the City of Charleston;

A Bill to declare a tract of land consisting of one hundred acres in the County of Fairfield as escheated to the State, and to vest the title to the same in the Trustees of Ridgeway Academy;

A Bill to incorporate the Lebanon Presbyterian Church, of Fairfield County;

A Bill to permit W. L. Wood to adopt Napoleon B. Smith, to make him his lawful heir, and to change the name of the said Napoleon B. Smith to that of Napoleon B. Wood.

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Also, the following:

A Senate Bill to alter and amend an Act entitled "An Act to alter and amend the Charter of the City of Greenville, and for other purposes," approved March 23d, 1869;

A Senate Bill to provide for the protection of persons and property and the public peace.

The Bills were read the third time, passed, and ordered to be returned to the Senate with amendments.

PETITIONS, RESOLUTIONS, &c.

Mr. T. A. DAVIS introduced the following resolution :

Resolved, That on and after this date the House shall hold but one session per day, to meet at 11 A. M. and adjourn at 4:30 P. M.

Mr. HUMBERT moved to amend the resolution by striking out "four," and inserting in lieu thereof "three " Agreed to.

The resolution as amended was adopted.

Mr. JERVEY presented the Petition of the People's Bank of Charleston for renewal of charter.

Referred to Committee on Banks and Insurance Companies.

Mr. LEE presented the account of J. H. Donaldson, (\$159.05,) for services rendered as Sergeant-at-Arms of Investigating Committee in the matter of the Impeachment of T. O. P. Vernon.

On motion of Mr. LEE, the account was immediately considered.

Mr. LEE moved that the account be ordered to be paid.

Mr. KEITH moved to postpone the further consideration of the claim till Saturday, February 18, at 2 P. M.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 23 ; nays, 63. Not agreed to.

Those voting in the affirmative are :

Messrs. T. A. Davis, Dennis, Elliott, Gantt, Gardner, Giles, S. Greene, Hardy, Hart, Holmes, Humbert, Humphries, Jamison, Keith, Milton, Mobley, Nehemias, Ramsay, Small, A. Smith, J. W. Thomas, Wallace and Warley.—23.

Those voting in the negative are :

Messrs. Adamson, Allen, Andell, Bascomb, Bass, Berry, Bosemon, Boston, Byas, L. Cain, E. Cain, Corwin, Cousart, Dannerly, Derrick, Duncan, Dusenbury, Ellison, Farr, Ferguson, Gaither, Garey, Goodson, Goggins, John A. Green, Hagood, Harris, C. D. Hayne, J. N. Hayne, Henderson, Hudson, Hunter, Jervy, Johnson, Kennedy, Kuh, Lee, Littlefield, Lloyd, McDaniels, Miles, Mickey, Myers, Nerland, Nuckles, Reedish, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Smart, Sumpter, Tarlton, Taylor, W. M. Thomas, Thompson, White, Wilkes, Williams, Wilson, Wofford and Yocom.—63.

Mr. KEITH moved to indefinitely postpone the whole matter.

Mr. LEE moved to lay the motion on the table.

On this, Mr. KEITH called for the yeas and nays, which were taken, and are as follows :

Yeas, 80 ; nays, 9. Agreed to

Those voting in the affirmative are :

Messrs. Adamson, Bass, Berry, Bosemon, Boston, Byas, L. Cain, E. Cain, Corwin, Cousart, Crittenden, Dannerly, T. A. Davis, Dennis, Derrick, Duncan, Dusenbury, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Giles, Goodson, Goggins, J. A. Green, Hagood, Hardy, Harris, Hart, C. D. Hayne, J. D. Hayne, Henderson, Humbert, Humphries, Hunter, Jamison, Jervy, Johnson, Kennedy, Kuh, Lee, Littlefield, Lloyd, Maddocks, McDaniels, Miles, Milton, Mickey, Myers, Nehe-mias, Nerland, Nuckles, O'Connell, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Abraham Smith Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson Wallace, Warley, Wilkes, Wilson, Wofford and Yocom.—80.

Those voting in the negative are :

Messrs. Allen, Andell, Bascomb, Gantt, Samuel Greene, Holmes, Keith, Mobley and Williams.—9.

The question being taken on the motion, (by Mr. Lee,) that the account be paid, it was decided in the affirmative.

Mr. GAREY introduced the following resolution, which was adopted :

Resolved, That the Chairmen of the several Standing Committees be required to report to this House by Monday next the number of Bills in their possession which have not been reported upon.

Mr. HAGOOD, by leave, introduced

A Bill to incorporate the Walhalla Hook and Ladder Company, of Walhalla, South Carolina.

Read the first time and referred to the Committee on Incorporations

Mr FARR introduced a Joint Resolution to change the names of Samuel Dogen, Columbus Dogen, and Simon Dogen, to Samuel Farr, Columbus Farr and Simon Farr.

Read the first time, and referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE

The Senate returned, with concurrence,

A Resolution for the appointment of a Joint Committee to enquire into the expediency of making a contract for lighting the State House.

Also, with concurrence, a Resolution for the election by Joint Assembly, on Thursday, November 16th, at 1 P M., for Judge of the Seventh Judicial Circuit, to fill vacancy occasioned by resignation of T. O. P. Vernon.

Also, the following :

MESSAGE FROM THE SENATE, No 40.

IN THE SENATE, COLUMBIA, S. C., February 11, 1871.

Mr Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it insists on its refusal to concur in the report of the House Committee on Claims on the account of J. H. Leland, School Teacher, Charleston County. The report and account are respectfully returned herewith.

Very respectfully,

(Signed)

C. W. MONTGOMERY, President *pro tem*.

Mr FROST moved that a message be sent to the Senate insisting on the adoption of the report, and requesting a Committee of Conference. Agreed to.

The SPEAKER announced as the Committee, Messrs. Frost, Hunter and Jervey.

A message was sent to the Senate accordingly.

Also, a Bill to alter and amend the Code of Procedure of the State of South Carolina.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870

Read the first time, and referred to the Committee on the Judiciary.

A Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, to grant to the persons therein named, and their associates, the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina, for phosphate rocks and phosphatic deposits.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Also, the following :

MESSAGE FROM THE SENATE, No. 41.

IN THE SENATE, COULUMBIA, S. C., February 14, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a Concurrent Resolution instructing the Attorney General to proceed against the several Land Commissioners for failure to make Reports, originating in your House, has been laid on the table in the Senate.

Very respectfully,

(Signed,)

C. W. MONTGOMERY,
President *pro tem*.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 17.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, February 15th, 1871.

To the General Assembly:

GENTLEMEN:—In response to the inquiry of the Joint Committee of the two Houses of the General Assembly, as to what further legislation is necessary, in my opinion, for the suppression of outrages, and the protection of the people from violence, I have respectfully to say, that I know of no further legislation, in addition to that already suggested in former Messages, and to which I would again call your attention. It is evident that the recent deliberate murder and massacre was perpetrated to hide in the grave of the victims the traces of the assassins in former crimes, by preventing the recognition of those who were engaged in them. It is of the utmost importance that measures should be taken, not only to deter the turbulent from committing crime, but to punish with the severest penalties of the law, those guilty of such outrages upon civilization, as have recently characterized a portion of our State, incited either by a spirit of revenge, or for the purpose of putting out of the way those who might become dangerous witnesses, when confronted with persons suspected of participating in previous murders.

Of these measures, I deem none of such paramount importance as the election of an efficient presiding Judge, in place of Hon. T. O. P. Vernon, a portion of whose District, and some of the adjacent Counties, have recently earned such unenviable notoriety for their turbulence and recklessness. For this purpose, I would suggest a re-adjustment of those Counties, by which they would become consolidated into one Judicial District. I would earnestly appeal to the Legislature, that in their choice all partisan prejudices or personal preferences should be laid aside, and a man selected for that highly responsible position, whose character is a guarantee for his faithful and fearless performance of duty. A high-minded and honorable Judge will always sink the partisan in the patriot when sitting in judgment on the lives and reputations of his fellow-citizens, and the character and welfare of his State.

I have forwarded the Concurrent Resolution of the General Assembly calling on the President of the United States for troops to suppress domestic violence and to protect peaceable citizens from the lawless and turbulent who are now infesting that unfortunate section of country; and I have little doubt that their request will be promptly complied with by

sending a sufficient force to garrison leading points in the unprotected section of country ; and if the Legislature should give the authority asked for in my recent message to the Attorney General, I have every confidence that the civil law will be amply sufficient to give protection and quiet to the country.

Very respectfully,

(Signed)

ROBERT K. SCOTT, Governor.

On motion of Mr. WHIPPER, received as information.

Mr. WHIPPER introduced the following Preamble and Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas, ten (10) persons have been murdered in the County of Union in the last few days, and it is evident that murders and other outrages are now becoming more frequent each day ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Governor be, and he is hereby, requested to arm, equip, and cause to have drilled a regiment of the South Carolina militia, for the purpose of suppressing lawlessness, and assisting the civil authorities in enforcing the law ; and that he be further requested to mount the said regiment, or as many of them as in his judgment may be necessary.

The SPEAKER announced Messrs. O'Connell, Thompson and Duncan as Special Joint Committee on the part of the House, to Report as to the expediency of contracting with the Southern Domestic Gas Light Company for lighting the State House.

A message was sent to the Senate accordingly.

Mr. SELLERS obtained leave of absence for the remainder of the session, on account of serious illness.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to charter the Yemasee and Millen Railroad in South Carolina being the Unfinished Business of February 14, was taken up.

The Bill was read the second time, and ordered to be engrossed.

Mr. HOLMES moved to amend Section 1 by inserting after the name "Holmes," on the 4th line, the names "Robert Smalls, N. B. Myers and J. W. Mead." Adopted.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution to provide for the compensation of the State Librarian was taken up

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to amend an Act entitled "An Act to establish and

maintain a system of Free Common Schools in the State of South Carolina," was taken up.

On motion of Mr. FROST, the further consideration of the Bill was made the Special Order for to-morrow, at 12:15 P. M.

A Bill to amend the first clause of Section 25, Title III, of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State," approved March 1, 1870, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the town of Timmons ville was taken up.

The Bill was put upon its second reading.

On motion of KEITH, Section 1 was amended by striking out the word "half," in the fifth line.

On motion of Mr. KEITH, Section 2 was amended by striking out, on the 9th line, the word "nine," and inserting the word "six."

The amendment proposed by the Committee to Section 4, by striking out, in the 23d line, the word "fifty," and inserting the word "thirty" was adopted.

The amendment proposed by the Committee to Section 12, by striking out all after the word "drinks," in the 4th line, to the word "Provided," in the 5th line, was adopted.

The Bill was read the second time and ordered to be engrossed.

SPECIAL ORDER FOR 2 P. M.

Resolution (by Mr. Humbert,) requesting His Excellency the Governor, to restore arms to militia companies.

The resolution was adopted and ordered to be sent to the Senate.

A Senate Bill to renew and amend the charter of the town of Mount Pleasant, was taken up.

The Bill was put upon its second reading.

The amendment recommended by the Committee to Section 3, by striking out on nineteenth line the word "October," and inserting the word "April," was adopted.

On motion of Mr. A. L. SINGLETON, Section 3 was further amended by striking out in third line the word "nine," and inserting the word "six;" also by striking out in same line the word "five," and inserting the word "six;"

The following amendments by the Committee to Section 8 were adopted:

Strike out in line three the words "to make;"

Strike out in line seven the words "make and;"

Strike out in line eight the words "make or;"

Strike out in line nine the words "making or;"

Strike out in lines nine and ten the words "making or."

The following, recommended by the Committee as Section 12, was adopted :

"SECTION 12. All Acts and parts of Acts, inconsistent with this Act, are hereby repealed."

The Bill was read the second time and ordered to be engrossed.

A Bill to authorize the formation of and to incorporate the Tugaloo and Chattanooga Railroad Company was taken up.

On motion of Mr. A. L. SINGLETON, the Bill was recommitted to the Committee on Railroads.

A Bill (and substitute) to provide for the election of Justices of the Peace was taken up

The substitute entitled "A Bill to provide for the election of Justices of the Peace and Constables, and for other purposes," was adopted.

The Bill was put upon its second reading.

Mr. A. L. SINGLETON moved to amend Section 1, by striking out in third and fourth lines the figures "1871," and inserting in lieu thereof the figures "1872."

Mr. THOMPSON moved to lay the amendment on the table. Agreed to, and under the Rules the Section was carried with it.

The following amendments to Section 2 were adopted :

By striking out after the word "Abbeville" the word "ten" and inserting the word "twelve;"

By striking out after the word "Anderson" the word "six" and inserting the word "eight;"

By striking out after the word "Barnwell" the word "ten" and inserting the word "fifteen;"

By striking out after the word "Beaufort" the word "fifteen" and inserting the word "fourteen;"

By striking out after the word "Charleston" the word "twenty" and inserting the words "twenty-five, or one from each township;"

By striking out after the word "Chester" the word "eight" and inserting the word "five;"

By striking out after the word "Clarendon" the word "six" and inserting the word "seven;"

By striking out after the word "Colleton" the word "six" and inserting the word "twelve;"

By striking out after the word "Darlington" the word "eight" and inserting the word "ten;"

By striking out after the word "Edgefield" the word "ten" and inserting the word "twelve;"

By striking out after the word "Georgetown" the word "eight" and inserting the word "ten;"

By striking out after the word "Greenville" the word "eight" and inserting the word "ten"

By striking out after the word "Horry" the word "five" and inserting the word "six ;"

By striking out after the word "Newberry," the word "ten" and inserting the word "eight ;"

By striking out after the word "Orangeburg" the word "eight" and inserting the word "twelve ;"

By striking out after the word "Pickens" the word "five" and inserting the word "six ;"

By striking out after the word "Lexington" the word "five" and inserting the word "seven ;"

By striking out after the word "Kershaw" the word "six" and inserting the word "eight ;"

By striking out after the word "Marion" the word "six" and inserting the word "ten ;"

By striking out after the word "Lancaster" the word "four" and inserting the word "six ;"

By striking out after the word "Marlboro" the word "six" and inserting the word "eight ;"

By striking out after the word "Richland" the word "ten" and inserting the word "eight ;"

By striking out after the word "Spartanburg" the word six and inserting the word "twelve ;"

By striking out after the word "Sumter" the word "eight" and inserting the word "ten ;"

By striking out after the word "Union" the word six and inserting the word "five ;"

By striking out after the word "Williamsburg" the word "ten" and inserting the word "eight ;"

By striking out after the word "York" the word "five" and inserting the word "eleven."

Mr. LEE moved to further amend Section 2 by adding, after the last word in the Section :

"There shall be one general ticket, on which shall be the names of the persons voted for as Justices of the Peace, and the District for which he is elected; and the election shall be general in each County, allowing each voter to vote for all the Justices of his County on the same ticket."

On the question of adopting the amendment, Mr. LEE called for the yeas and nays, which were taken, and are as follows ;

Yeas, 42; nays, 46. Not adopted.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bascomb, Boston, L. Cain,

Corwin, J. Davis, T. A. Davis, Elliott, Ellison, Farr, Ford, Gantt, Giles, S. Greene, J. A. Green, Hardy, Harris, Hart, Humbert, Humphries, Hunter, Jervoy, G. Johnson, Jones, Keith, Kennedy, Lee, Lloyd, Mo-Daniels, Mead, Mobley, Nehemias, Nerland, Nuckles, Saunders, J. P. Singleton, W. M. Thomas, J. W. Thomas, Thompson, White and Yocom.—42.

Those voting in the negative are :

Messrs. Allen, Bass, Berry, Bosemon, Bowley, Byas, E. Cain, Cousart, Dannerly, Derrick, Doyle, Duncan, Dusenbury, Ferguson, Gaither, Gardner, Garey, Goodson, Goggins, Hagood, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Jamison, Kuh, Maddocks, W. J. McDowell, Miles, Milton, Mickey, Myers, Ramsay, Reedish, Simons, A. L. Singleton, Small, A. Smith, Sumpter, Tarlton, Taylor, Wallace, Warley, Whipper and Wilkes.—46.

Section 2 was passed to a third reading.

On motion of Mr. L. CAIN, the vote whereby Section 1 had been laid on the table was reconsidered.

The question being taken on the adoption of the amendment (by Mr. A. L. Singleton), it was decided in the negative.

Mr. L. CAIN moved to amend Section 1 by striking out in the second, third and fourth lines the words "first Tuesday in May, 1871," and inserting in lieu thereof the words "third Wednesday in October, 1872."

Mr. JAMISON moved to indefinitely postpone the amendment.

Pending the consideration of which, at the hour of 3:30 P. M., (pursuant to resolution adopted), the SPEAKER declared the House adjourned till to-morrow at 11 A. M.

THURSDAY, FEBRUARY 16, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by the Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. WILKES, from the Committee on the Judiciary, reported back the following, and recommended that they do not pass:

A Senate Bill to amend Section 279 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts in this State;"

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870;

A Bill to confer upon Trial Justices, or Justices of the Peace, all the jurisdiction, except so much as, by subsequent Acts, have been repealed, heretofore conferred upon Magistrates;

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870;

A Bill to prohibit the wilful and malicious carrying of deadly weapons. Also, the following

REPORT.

The Committee on the Judiciary, to whom was referred "A Bill to provide for the appointment of Trial Justices, the organization of their Courts, and the jurisdiction of the same," after due consideration, beg leave to report:

Your Committee regard it as unfortunate that the framers of our State Constitution should have referred the election of any judicial officer to a popular vote; but, while your Committee may be pardoned in thus expressing their regret, they nevertheless feel that the will of the people, as embodied in the Constitution, that Justices of the Peace shall be elected by the popular vote is clear and unequivocal. The verdict of the people is equally emphatic that the office of Trial Justice is unconstitutional, their appointment by the Governor an usurpation of power, and that the office should be abolished. Now, your Committee cannot admit that the office of Trial Justice is unconstitutional, nor that the appointments to that office by the Governor are an infringement upon the rights of the people; but it is clear to the minds of your Committee that the framers of the Constitution intended that Justices of the inferior Courts should be elected by the people, and it is our duty to conform our action to that intent.

The provisions of the Bill under consideration are so wisely drawn as to secure the appointment of Trial Justices of high qualifications; and did your Committee feel that they could longer uphold the system, they would recommend the passage of the Bill; feeling, however, that the office of Trial Justice is doomed, your Committee are constrained to recommend that said Bill do not pass.

Also, reported back the following, and recommended that they do pass:

A Joint Resolution to vest in the heirs-at-law of Isaac McKnight lands sold for taxes;

A Bill to change the name of Ambrose McFadden to Ambrose Alexander McCrae ;

A Bill to repeal Section 338 of an Act entitled "An Act to revise, simplify and abridge the Rules, Practice, Pleadings and Forms of Courts in this State ;"

A Bill to permit Wm. V. Myers to adopt and make his lawful heir Dora V. Baxter, and to change the name of the said Dora V. Baxter to Dora V. Myers ;

A Bill to confer the rights of legitimacy on certain children, with the following amendment :

Substitute for Sections 1 and 2 the following :

"SECTION 1. That the children begotten of the body of Anna Smith, late of the County of Oconee, called by the names of Jacob Ferrel Smith, Sarah Malissa Smith, Artimissa J. Smith and Joseph Henry Smith, be, and they are hereby, invested with all the rights and privileges of legitimate children, in the same manner and to the same extent as if they had been born in lawful wedlock."

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills and Joint Resolution.

The Bills and Joint Resolution were ordered to lie over for a second reading.

Mr. FROST, from the Committee on Education, reported back the following, and recommended payment :

Account (\$346.00) of C. C. Perry, of Pickens County, for services as school teacher, 1864 ;

Account (\$72.00) of Miss H. M. Butler, of Spartanburg County, for teaching school.

On motion of Mr. JAMISON, the Report was adopted, and ordered to be sent to the Senate.

Also, reported back a Senate Bill to provide for the government of the South Carolina Institution for the education of the Deaf and Dumb and the Blind, and recommended it do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. C. D. HAYNE, from the Committee on Public Buildings, reported back the following, with a recommendation that it do pass :

A Senate Bill to amend an Act entitled "An Act to authorize the Commissioners of Public Buildings for Williamsburg District to sell certain portions of the public grounds," passed the 22d day of December, A. D. 1859.

On motion of Mr. GARDNER, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading :

A Senate Bill to incorporate the Saving, Building and Loan Association of South Carolina ;

A Senate Bill to incorporate the Rock Hill Hook and Ladder Company ;

A Senate Bill to incorporate the Mechanics' Union, No. 1, of Charleston, S. C. ;

A Senate Bill to incorporate the Champion Hook and Ladder Company, of Chester.

The Bills were read the third time, passed, titles changed to that of Acts, and ordered to be enrolled.

Mr. GARDNER, from the Committee on Military Affairs, reported back a Bill to amend an Act to organize and govern the militia of South Carolina, and recommended it do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. FROST, from the Committee on Public Lands, reported back a Senate Bill to amend an Act entitled, "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties," and recommended it do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back accounts of F. A. Schneider, H. F. Baker and J. C. Roath, and recommended payment.

On motion of Mr. J. N. HAYNE, the recommendation contained in the Report, was adopted.

PETITIONS, RESOLUTIONS, &c.

Mr. MYERS, by leave, introduced

A Bill declaring the right of way across the Savannah and Charleston Railroad.

Read the first time, and, by request, referred to the Committee on the Judiciary.

Mr. WHIPPER, by leave, introduced

A Bill to fund the *nulla bona* claims of Sheriffs and ex-Tax Collectors.

Read the first time, and referred to the Committee on Ways and Means.

Also, introduced the following Resolution, which was adopted :

Whereas, a Concurrent Resolution was adopted by the General Assembly of South Carolina, and forwarded to the President of the United States, by His Excellency the Governor, asking the President to send troops into this State to aid the civil authorities in protecting the lives of citizens and in preserving the public peace; and, whereas, there is reason to apprehend that the President may not send troops in response to the request contained in said resolutions, owing to a want of correct information as to the immediate necessity of doing so; therefore,

Be it resolved, That the Speaker of the House of Representatives be, and he is hereby, authorized and required to appoint, immediately, a Committee of three able and discreet members of the House, irrespective of party politics, who shall at once proceed to the City of Washington, and lay before the President and Secretary of War the true condition of affairs in this State, and to urge them, in the name of the Representatives of all the people, to send Federal troops into this State at once.

The SPEAKER announced as the Committee, in accordance with the foregoing Resolution, Messrs. Whipper, Wilkes and Nuckles.

Mr. HURLEY, by leave, introduced

A Bill to amend an Act entitled "An Act to charter the Enterprise Railroad Company, of Charleston."

Read the first time, and referred to the Committee on Railroads.

Also,

A Bill to protect the interests of the State whenever payment of interest now due remains unpaid on bonds issued by any Railroad Company, and whereon the guaranty of the State is endorsed.

Read the first time, and referred to the Committee on Railroads.

Mr. JERVEY introduced the following Resolution, which was adopted:

Whereas, The duties devolving on the Sergeant-at-Arms of the House are such as to have required the appointment of an Assistant Sergeant-at-Arms; and, whereas, the duties of said Assistant Sergeant-at-Arms have never been defined; therefore, be it

Resolved, That the said Assistant Sergeant-at-Arms for the House of Representatives be, and is hereby, required to attend at the House from the hour of 9 A. M. to the adjournment of the House, and his duties shall be such as he shall be directed to perform by the regularly elected Sergeant-at-Arms of the House of Representatives.

Mr. WARLEY presented the petition and affidavits of T. A. Bigger, of Clarendon County, for restitution by the State of South Carolina, in the sum of \$6,000, for loss of property sustained by the destruction of the same by an armed band.

Referred to the Committee on Ways and Means.

Also, introduced

A Joint Resolution authorizing the State Treasurer to pay T. A. Bigger \$12,000.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HENDERSON introduced

A Joint Resolution authorizing the Attorney-General to appoint a Committee to investigate the outrages perpetrated in various Counties.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WILKES, by leave, introduced

A Bill to incorporate the Continental Telegraph Company.

Read the first time, and, by request, referred to the Committee on Internal Improvements

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 42.

IN THE SENATE, COLUMBIA, S. C., February 15, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that a Concurrent Resolution requesting His Excellency the Governor to arm and equip a regiment of militia to suppress lawlessness, originating in your House, has been laid on the table in the Senate.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President of the Senate *pro tem.*

Also, the following:

MESSAGE FROM THE SENATE, No. 43.

IN THE SENATE, COLUMBIA, S. C., February 16, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it agrees to the request of your House to appoint a Committee of Conference on matters of disagreement between the two Houses on the account of J. H. Leland, and has appointed Messrs Whittemore and Maxwell as the Committee on the part of the Senate.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President of the Senate *pro tem.*

Mr. KEITH introduced the following Preamble and Resolution :

Whereas great inconvenience occurs on account of there being no regularly appointed mail carrier to the House of Representatives ; and whereas there should be such an appointment made, and the duties of such mail carrier defined ; therefore, be it

Resolved, That the Sergeant-at-Arms be, and is hereby, authorized to appoint a suitable person as mail carrier to the House of Representa-

tives, whose duties shall be to go regularly to the post office on the distribution of all mails, receive all letters intended for the members of the House, and keep the same during the absence of any member, and deliver all letters personally ; and for such service he shall receive the same compensation as now allowed to a clerk on a regular Committee.

Pending the consideration of which, at the hour of 12:15 P. M., the House proceeded to the consideration of the

SPECIAL ORDER.

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina."

1 Bill was put upon its second reading.

Mr MYERS moved to amend Section 2, in the sixth line, by striking out the word and figures "twenty (20)," and inserting in lieu thereof the word and figures "ten (10)."

Mr. MOBLEY moved that the House do now adjourn.

On this Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 58 ; nays, 23. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Andell, Bascomb, Berry, Bryan, E. Cain, Crittenden, Dannerly, J. Davis, Doyle, Dusenbury, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Giles, Glover, Goodson, Goggins, S. Greene, Hagood, Hardy, Harris, Hart, Humphries, Hurley, Johnson, Keith, Littlefield, Maddocks, McDaniels, W. J. McDowell, Milton, Mobley Moore, Mickey, Myers, Nehemias, Nerland, Ramsay, Rivers, Saunders, J. P. Singleton, Small, Smart, A. Smith, Talbert, Tarlton, Wallace, Warley, White, Wilkes, Williams and Wilson.—57.

Those voting in the negative are :

Messrs. Bosemon, Boston, Bowley, Byas, L. Cain, Derrick, Duncan, Frost, Gantt, J. N. Hayne, Hedges, Holmes, Humbert, Hunter, Jamison, Jervey, Jones, Mead, Reedish, R. M. Smith, Sumpter, Taylor and Thompson.—23.

The House then, at 3 P. M., adjourned till to-morrow, at 11 A. M.

FRIDAY, FEBRUARY 17, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read.

Mr. JONES introduced the following Resolution :

Resolved, That the House of Representatives refuse to confirm so much of the Journal of yesterday as relates to the election of Mr. Montgomery Moses, as Judge of the Seventh Judicial Circuit.

Mr. MOBLEY moved to indefinitely postpone the Resolution.

Mr. MYERS moved to lay the motion on the table. Agreed to.

Mr. WILKES arose to a point of order, that, inasmuch as the election was by Joint Assembly, the Resolution was not in order.

The SPEAKER decided the point well taken, and ruled the Resolution out of order.

Mr. WHIPPER introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That so much of the Journals of both houses of yesterday as relates to the election of Mr. Montgomery Moses, as Judge of the Seventh Judicial Circuit, be not confirmed.

Mr. T. A. DAVIS offered the following as a substitute :

Resolved, That in the opinion of this House, all matters passed upon in Joint Assembly, can only be considered in the same, and that the present discussion is entirely out of order.

Mr. T. A. DAVIS called the previous question on the whole matter, and the call was sustained.

The question being taken on the adoption of the substitute, it was decided in the negative.

On the question, " Shall the main question now be put ? " (which was the adoption of the Resolution by Mr. Whipper) it was decided in the negative, and the previous question exhausted.

The Resolution (by Mr. Whipper) was then withdrawn.

PAPERS FROM THE SENATE.

The Senate sent to this House the following Concurrent Resolution :

Whereas, in the Joint Assembly, held on the 16th of February, A. D. 1871, an election for Judge for the 7th Circuit was had ; and, whereas,

the result of the election was declared by the presiding officer before all the members of the Joint Assembly had expressed their choice, and before the voting was completed and recorded ; therefore,

Resolved by the Senate, the House of Representatives concurring, That said election is null and void, and that the record of said Joint Assembly of said election be stricken from the Journals.

Mr. MOSES rose to a question of privilege, and stated that he had been requested to return to the House of Representatives the certificate of election issued to Hon. Montgomery Moses as Judge of the 7th Judicial Circuit; and was further requested to say that, while the gentleman referred to appreciated the high honor bestowed upon him, his sense of honor and justice compelled him, under the circumstances, to respectfully return, with his declination, the certificate.

Mr. JAMISON moved to lay the Resolution on the table.

On this, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 38 ; nays, 54. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Andell, Bascomb, Bass, Bosemon, Briggs, Bryan, E. Cain, Dannerly, T. A. Davis, Derrick, Dusenbury, Ferguson, Gaither, Garey, Giles, John A. Green, C. D. Hayne, Hedges, Humphries, Jamison, Lee, Maddocks, T. D. McDowell, W. J. McDowell, Miles, Milton, Mobley, Nuckles, Pendergrass, Ramsay, Reedish, Rivers, Small, Talbert, Wallace and White.—38.

Those voting in the negative are :

Messrs. Boston, Bowley, Byas, Lawrence Cain, Corwin, Cousart, Crews, Elliott, Ellison, Farr, Gantt, Gardner, Glover, Goggins, Samuel Greene, Hagood, Harris, Hart, James N. Hayne, Henderson, Holmes, Humbert, Hunter, Hurley, Jackson, Jervey, Johnson, Jones, Keith, Kennedy, Kuh, McDaniels, Mead, Moore, Mickey, Myers, Nehemias, Nerland, Saunders, Singleton, Smart, Abraham Smith, R. M. Smith, Sullivan, Tarlton, Taylor, William M. Thomas, J. W. Thomas, Warley, Whipper, Wilkes, Wilson, Wofford and Yocom.—54.

The question being taken on concurring in the Resolution, and ordering it to be returned to the Senate,

Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 60 ; nays, 34. Agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, Boston, Bowley, Byas, L. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, Dennis, Derrick, Elliott, Ellison, Farr, Ford,

Gaither, Gantt, Gardner, Glover, Goggins, S. Greene, Hagood, Harris, Hart, J. N. Hayne, Henderson, Holmes, Humbert, Hunter, Hurley, Jackson, Jeevey, Johnson, Jones, Keith, Kennedy, Kuh, McDaniels, Mead, Moore, Mickey, Myers, Nehemias, Nerland, Ramsay, Saunders, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Warley, Whipper, Williams, Wilson and Yocom —60.

Those voting in the negative are :

Messrs. Adamson, Allen, Andell, Bass, Briggs, Bryan, E. Cain, T. A. Davis, Dusenbury, Ferguson, Garey, Giles, J. A. Green, C. D. Hayne, Hedges, Humphries, Jamison, Lee, T. D. McDowell, W. J. McDowell, Miles, Milton, Mobley, Nuckles, Pendergrass, Reedish, Rivers, Small, Sumpter, Talbert, Wallace, White, Wilkes and Wofford.—34.

The following paper was presented to be entered on the Journal :

I vote " No " on the Resolution to expunge so much of the Journal of the Joint Assembly, held on yesterday, as relates to the election of Judge of the Seventh Judicial Circuit, for the reason that the Journal should be corrected, and if, on correction, it should be found that the gentleman who was declared to have been elected was not elected, then those who contest the election could and should resort to their remedy through the intervention of the Courts of law.

(Signed)

WARREN D. WILKES.

The Journal, except so much as related to the proceedings of the Joint Assembly, was then confirmed.

On motion of Mr. BYAS, the business of the morning hour was suspended temporarily.

Mr. HURLEY, by leave, introduced .

A Bill relating to the Greenville and Columbia Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Also,

A Bill to create a debt of the State of South Carolina, to be known as the Sterling Funded debt, the same, or the proceeds thereof, to be exclusively used in the exchange for, or in payment of, the existing public debt of said State.

Read the first time, and referred to the Committee on Ways and Means.

Also,

A Bill to provide for the payment to the State of a fee of one dollar for every deed, mortgage, and other conveyance of real estate or personal property recorded ; for every complaint, answer, demurrer or reply filed ; for every last will and testament registered, and for each and every set of letters testamentary, or of administration, issued.

Read the first time, and referred to the Committee on the Judiciary.

Mr. BYAS introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That both Houses meet in Joint Assembly, on Saturday, the 18th instant, 1871, at one P. M., to go into an election for Judge of the 7th Judicial Circuit of South Carolina.

REPORTS FROM COMMITTEES.

Mr. WHIPPER, from the Committee on Ways and Means, reported from said Committee

A Bill to make Appropriations and raise Supplies for the year commencing November 1, 1870.

Read the first time, and ordered to lie over for a second reading.

Mr. JONES, from the Committee on Incorporations, reported back the following, and recommended that they do pass :

A Senate Bill to amend an Act entitled "An Act to regulate the formation of Corporations," approved December 10, 1869 ;

A Bill to incorporate the Walhalla Hook and Ladder Company, of Walhalla, South Carolina.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. MICKEY, from the Committee on Mines, Mining and Manufactures, reported back the following, and recommended that they do pass :

A Bill to incorporate the Dorn Mining and Manufacturing Company, of South Carolina ;

A Bill to regulate the sale and manufacture of commercial fertilizers in the State of South Carolina ;

A Bill to incorporate the American Cotton and Woolen Company, of South Carolina ;

A Bill to incorporate the United States Manufacturing Company, of Columbia, South Carolina.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Also, reported from the Committee, a Bill to incorporate the National Mining and Manufacturing Company.

Read the first time, and ordered to lie over for a second reading.

Mr. HEDGES, from the Committee on Commerce, reported back, and recommended it do pass :

A Senate Bill to amend an Act entitled "An Act establishing a line

beyond which the wharves shall not be extended in the City of Charleston and for other purposes," ratified 21st December, 1836.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported on the Report (favorable) of the Senate Committee on Claims on account of Rev. C. Bruce Walker, and recommended concurrence.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be returned to the Senate.

Also, reported back the account (\$225) of J. B. C. Cousart, for services as Special Deputy Constable of Edgefield County, and recommended the payment of \$200 in full for the account.

Mr. LEE moved the adoption of the Report.

Mr. MOBLEY moved to lay the whole matter on the table. Agreed to.

Mr. LEE introduced the following Resolution :

Resolved, That the action of the House, whereby the claim of J. B. C. Cousart and the Report of the Committee on Claims on the same, was laid on the table, be, and the same is hereby, rescinded.

Mr. MOBLEY moved to indefinitely postpone the resolution.

A debate ensued, pending which, at 3:30 P. M., the SPEAKER declared the House adjourned till to-morrow, at 11 A. M.

SATURDAY, FEBRUARY 18, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. SMART, from the Committee on the Judiciary, reported back the following, and recommended that they do pass:

A Senate Bill to regulate the granting of divorces, with amendments:

To insert the words "or more" between the words "five" and "years," on the seventh line of the seventh Section, and to insert the words "or more" between the words "five" and "years," on the fourth line of the thirteenth Section.

A Senate Bill to more effectually provide for the recording of all conveyances of real estate, with amendments :

To strike out the word "three," where it occurs in the second line, and insert, in lieu thereof, the word "thirty."

A Bill to prohibit the bringing of paupers into the State of South Carolina, with amendments :

To strike out the word "town," wheresoever it occurs in the Bill, and insert, in lieu thereof, the word "County."

A Senate Bill to alter and amend the Code of Procedure of the State of South Carolina ;

A Senate Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870 ;

A Bill to declare the rights of common carriers ;

A Bill declaring the right of way across the Savannah and Charleston Railroad ;

A Bill to amend an Act entitled "An Act to extend the time for officers to qualify ;"

A Bill to punish persons for decoying away or harboring indentured apprentices or minors ;

A Joint Resolution to change the names of Samuel Dogen, Columbus Dogen and Simon Dogen to Samuel Farr, Columbus Farr and Simon Farr.

Also, unfavorably, on the following :

A Bill to abolish the right of dower ;

A Senate Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices ;"

A Joint Resolution authorizing the Attorney General to appoint a Committee to investigate the outrages perpetrated in various Counties.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills and Joint Resolution.

The Bills and Joint Resolution were ordered to lie over for a second reading.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading, the following :

A Bill to amend the first clause of Section 25, Title III, of an Act entitled "An Act to revise, simplify and abridge the Rules, Practice, Pleadings and Forms of Courts in this State," approved March 1, 1870 ;

Joint Resolution to authorize the State Treasurer to re issue to W. B.

Pringle, Executor of Mrs. Bertha S. Kirving, certificate of State Stock of South Carolina ;

Joint Resolution to provide for the compensation of the State Librarian ;

A Bill to incorporate and re-charter certain religious institutions ;

A Bill to incorporate the Capital Building and Loan Association, of Columbia ;

A Bill to amend an Act entitled " An Act to define the jurisdiction and duties of County Commissioners."

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Also,

A Senate Bill to renew and amend the charter of the Town of Bamberg, in the State of South Carolina ;

A Senate Bill to incorporate the Town of Timmons ville ;

A Senate Bill to renew and amend the charter of the Town of Mount Pleasant.

The Bills were read the third time, passed, and ordered to be returned to the Senate, with amendments.

Mr. JONES, from the Committee on Incorporations, reported back a Bill to incorporate the Workingmen's Mutual Benefit Life Assurance Association, of South Carolina, with a recommendation that it do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also reported, from the same Committee, a Bill to grant, renew and amend the charters of certain towns and villages therein mentioned.

Read the first time, and ordered to lie over for a second reading.

Mr. HURLEY, from the Committee on Railroads, reported back a Bill to protect the interest of the State wherever payment of interest now due is unpaid on bonds issued by any Railroad Company wherever the guarantee of the State is endorsed, with a recommendation that it do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. CREWS, from the Committee on Internal Improvements, reported back a Bill to incorporate the Continental Telegraph Company, with a recommendation that it do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. WHIPPER, from the Committee on Ways and Means, to whom was referred a Bill to authorize the County Commissioners of Greenville, Spartanburg, Pickens and Oconee Counties to levy a special tax, reported by a substitute entitled "A Bill to authorize the County Commissioners of Spartanburg, Greenville, Pickens and Oconee Counties, and the authorities of certain towns in those Counties, to provide means to meet the interest on certain bonds."

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill and substitute.

The Bill and substitute were ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the claim of Messrs. Woodward Allen & Raymond Owens, for balance due on contract for building the Deaf, Dumb and Blind Asylum, at Cedar Springs, Spartanburg County, and recommended payment

On motion of Mr. JERVEY, the further consideration of the claim was postponed, and made the Special Order for Monday, February 20.

PETITIONS, RESOLUTIONS, &c.

Mr. TALBERT, by leave, introduced

A Bill to establish a new Judicial and Election County from portions of Abbeville, Edgefield, Laurens and Newberry Counties.

Read the first time, and referred to the Committee on Internal Improvements.

Mr. T. A. DAVIS introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate:

Whereas, it appears that one Eli G. Grimes, a self-confessed murderer, was lodged in the Jail of Charleston County, to await trial; and, whereas, it appears that under instructions from the Sheriff of Charleston County, the said Grimes was allowed the freedom of the jail yard and office; and, whereas, it appears that in the exercise of the freedom thus allowed, the said Grimes took the keys of said jail and effected his escape, together with another prisoner; therefore,

Be it resolved by the House of Representatives, the Senate concurring, That the Attorney-General be, and is hereby, instructed to investigate the circumstances of the escape of the said Grimes, and also whether any, and, if any, what efforts have been made to recapture the said Grimes, and that he report to the General Assembly the facts ascertained, with such recommendations as he may deem best.

Mr. HUNTER presented the petition of the Trustees of the Wallingford Church and Academy, of Charleston.

Referred to the Committee on Charitable and Religious Institutions.

Mr. JOHNSON presented the claim of Thomas A. Howerton, of Laurens County, for damages inflicted while on duty as State Constable.

Referred to the Committee on Claims.

Mr. SHANKLIN introduced

A Joint Resolution extending the time for the payment of taxes by the tax-payers of Oconee and Pickens Counties, in this State.

Read the first time, and referred to the Committee on Ways and Means.

Mr. HAGOOD presented the Report of the County Commissioners of Pickens County, pursuant to a Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. THOMPSON introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring, That the Special Joint Committee appointed to investigate the affairs of the Constabulary of this State, is hereby requested to report on Tuesday, February 21, 1871.

The SPEAKER announced the following additions to Standing Committees:

Committee on the Judiciary.—A. Logan, A. P. Holmes and F. H. Frost.

Committee on Public Lands.—J. P. Singleton and Wm. Dannerly.

Mr. PENDERGRASS, by leave, introduced

A Bill to amend an Act entitled "An Act to regulate the fees of Probate Judges, Clerks of Courts, and other officers therein mentioned," approved March 1, 1870.

Read the first time, and referred to the Committee on the Judiciary.

PAPERS FROM THE SENATE.

The Senate returned to this House

A Resolution for the election, by Joint Assembly, on Saturday, February 18, of Judge of the Seventh Circuit, amended by striking out "Saturday, February 18," and inserting "Friday, February 24."

On motion of Mr. LEE, the House refused to concur, and a message was sent to the Senate accordingly.

Also returned, with concurrence,

A Resolution instructing the Attorney-General to investigate the escape of prisoners from Charleston jail.

The SPEAKER laid before the House the following

COMMUNICATION.

OFFICE STATE SUPERINTENDENT OF EDUCATION,
COLUMBIA, S. C, February 17, 1871.

*To the Honorable the Speaker and the House of Representatives
of the General Assembly of the State of South Carolina :*

GENTLEMEN: I have the honor and pleasure herewith to transmit the Report of the State Superintendent of Education of the State of South Carolina, concerning the matter of school text books.

Permit me to request that, in case you should order said Report to be printed, the printer be instructed by the Clerk of your honorable body to send proof sheets thereof to this office, to the end that mistakes in printed copy may be avoided.

Most respectfully,

(Signed)

J. K. JILLSON,

State Superintendent of Education of South Carolina.

The Report and Communication was referred to the Committee on Education.

Mr. Doyle obtained leave of absence for four days.

The House proceeded to the consideration of the

GENERAL ORDERS.

Resolution (by Mr. Lee) to rescind the action of the House laying on the table the claim of J. B. C. Cousart, being the unfinished business of yesterday, was taken up.

On motion of Mr. LEE, leave was granted to withdraw the claim from the files of the House.

Mr. BOSEMON moved to suspend Rule 77, in order to take up a Bill to make appropriations and raise supplies for the year commencing November 1, 1870.

Mr. WHIPPER called the previous question on the whole matter, and the call was sustained.

On the question, "Shall the main question now be put?" Mr. JONES called for the yeas and nays, which were taken, and are as follows :

Yeas, 26; nays, 66. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bosemon, L. Cain, T. A. Davis, Farr, Ferguson, Ford, Frost, Gantt, Gardner, Garey, Hart, C. D. Hayne, J. N. Hayne, Hunter, Jones, Keith, Kennedy, Lang, Lee, Mickey, Nuckles, Rivers, Singleton, Thompson and Yocom —26.

Those voting in the negative are :

Messrs. Allen, Bass, Berry, Boston, Bowley, Briggs, Bryan, Byas,

Cousart, Dannerly, J Davis, Derrick, Duncan, Dusenbury, Ellison, Gaiter, Giles, Glover, Goodson, Goggins, J. A. Green, Hagood, Hardy, Hedges, Henderson, Holmes, Humphries, Hurley, Jackson, Jamison Jervay, Johnson, Kuh, Lloyd, Maddocks, T. D. McDowell, W. J. McDowell, Mead, Miles, Milton, Mobley, Myers, Nehemias, Pendergrass, Reedish, Saunders, Shanklin, A. L. Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Talbert, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Wallace, Warley, Whipper, Williams, Wilson and Wofford.—66.

The motion (by Mr. Bosemon) was withdrawn.

A Senate Bill to vest in the Charleston Land Company the charter of a ferry from Hamlin's Wharf, in the City of Charleston, to the following points on the Wando River, to wit: Scanlonsville, Remley's Point, Vennings' Landing and Daniel's Island Landing, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution authorizing the State Treasurer to re-issue to John Phillips, Executor of John Campbell, deceased, certain certificates of State stock, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to determine the day of election of the Mayor and Aldermen of the City of Charleston, was taken up.

The Bill was put upon its second reading.

On motion of Mr. JERVEY, the further consideration of the Bill was postponed, and made the Special Order for Wednesday, February 22, at 3 P. M.

A Senate Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools in the State of South Carolina," was taken up.

The second reading of the Bill, at Section 2, was continued.

The consideration of the motion (by Mr. Myers) to amend Section 2 by striking out, on the 6th line, the word and figures "twenty," (20) and inserting, in lieu thereof, the word and figures "ten," (10) was renewed.

On motion of Mr. FROST, the amendment was indefinitely postponed.

Mr. R. M. SMITH moved to amend Section 2 by striking out, in the sixth line, the word and figures "twenty," (20) and inserting, in lieu, the word and figures "twelve," (12). Adopted.

On motion of Mr. R. M. SMITH, Section 3 was amended by striking out, in eighth line, the words "having decided upon a list of text books, such lists shall not be," and inserting in lieu thereof the words "herein appointed shall not have power to."

Mr. FROST offered the following as Section 4 of the Bill, which was adopted:

"SECTION 4. That the School Trustees of every School District shall make out and forward to the School Commissioner of the County wherein such School District is situated, a list of all text books needed by the persons attending school, which list, when properly certified to by said Trustees, the School Commissioner shall approve and forward to the State Superintendent of Education. The State Superintendent of Education shall, as soon as practicable after the receipt of such list, forward the books therein required, free of charge, and the General Assembly shall, by appropriation, provide for the payment of the books aforesaid."

Mr. JONES moved to amend Section 6 by striking out, on third line, the word "four," before the word "years," and inserting in lieu thereof the word "two."

On this Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 35 ; nays, 42. Not adopted.

Those voting in the affirmative are :

Messrs. Allen, Bass, Byas, L. Cain, E. Cain, Dannerly, Dusenbury, Ellison, Gaither, Giles, Hardy, Harris, Hedges, Henderson, Holmes, Humphries, Jackson, Jones, Littlefield, W. J. McDowell, Miles, Mobley, Moore, Nehemias, Pendergrass, Ramsay, Reedish, A. L. Singleton, J. P. Singleton, Small, Smart, Taylor, J. W. Thomas, Whipper and Williams.—35.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Bascomb, Berry, Bowley, Briggs, J. Davis, T. A. Davis, Dennis, Duncan, Farr, Ferguson, Frost, Gantt, Garey, Glover, S. Greene, Hagood, Humbert, Hunter, Jamison, Jervey, Keith, Kuh, Lee, T. D. McDowell, Mickey, Myers, Nuckles, Rivers, Saunders, Simons, R. M. Smith, Sullivan, Sumpster, Talbert, Tarlton, W. M. Thomas, Warley, White, Wilson and Wofford.—42.

The amendment recommended by the Committee to Section 7 of printed Bill, as follows, by striking out "fifteen hundred," and inserting "twenty-five hundred," was adopted.

On motion of Mr. FROST, Section 14 of printed Bill was amended by adding to the Section the following paragraph :

"15. The number and cost of books furnished to each County School Commissioner."

The amendment proposed by the Committee to Section 25, printed Bill, as follows: by inserting between the words "the and report" in first line the word "annual;" also, by striking out the words "annual salary" in second line, and inserting in lieu thereof the words "last quarter salary of that year," was adopted.

The following substitute, proposed by the Committee, as Section 27 of the printed Bill was adopted :

“That each County School Commissioner shall receive a compensation for his services, including expenses of transportation within his County, an annual salary of one thousand (1,000) dollars, except the County School Commissioner of Charleston County, who shall receive an annual salary of twelve hundred (1,200) dollars, payable quarterly by the State Treasurer.”

Mr. TAYLOR desired to be recorded as voting “no” on the passage of the Section.

On motion of Mr. FROST, the business before the House was suspended temporarily.

On motion of Mr. JONES, the Rule requiring the House to adjourn at 3:30 P. M. was suspended for this day.

The second reading of the Bill was continued.

The amendment proposed by the Committee to Section 28, printed Bill, as follows, was adopted, by inserting between the words “District” and “to,” in fourth line, the words “countersigned by the County School Commissioner.”

The amendment proposed by the Committee to Section 29, printed Bill, as follows, was adopted, by adding after the last word in the Section the words “and payment of poll tax.”

On motion of Mr. BOWLEY, Section 30, printed Bill, was amended by striking out all after the word “Commissioner,” on third line, to the word “and,” in the fifth line.

On motion of Mr. JERVEY, Section 35, printed Bill, was amended by striking out the word “twice,” on line fourth, and inserting in lieu thereof the word “once.”

The amendment proposed by the Committee to Section 35, printed Bill, as follows, was adopted, by striking out all after the word “colored,” on fifth line, to the word “and,” where it occurs the second time in the eleventh line.

Pending the further consideration of the Section, at 4:15 P. M., the House adjourned till Monday next, at 11 A. M.

MONDAY, FEBRUARY 20, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. Horace Clinton, of Lancaster County.

The Journal of Saturday was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. SMART, from the Committee on the Judiciary, reported back the following, and recommended that they do not pass:

A Bill to vest in the President of the Senate and Speaker of the House of Representatives power to call extra sessions of the General Assembly;

A Bill to repeal Sections 279 and 280 of an Act entitled "An Act to revise, simplify and abridge the Rules, Practice, Pleadings and Forms of the Courts of this State," approved March 1, 1870.

Also, favorably, a Senate Bill to regulate the tenure of certain civil offices.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the accounts of W. H. Dove, B. H. McKnight and Dr. A. W. Kennedy, for supplies and services furnished Arsenal Academy in 1865, and recommended the accounts be returned to the claimants.

On motion of Mr. BYAS, the recommendation contained in the Report was adopted.

Also, reported back the account (\$158.00) of S. E. Gailliard, for services as school teacher in Charleston County, in 1867, and recommended payment of \$70, in full, for the claim.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be sent to the Senate.

Mr. MICKEY, from the Committee on Mines, Mining and Manufactures, reported back a Bill to provide for the appointment of a State Geologist, and an Assistant, and recommended it do pass, with the following amendments:

Strike out in Section 1 the words "Governor shall appoint," and insert "General Assembly shall elect."

Strike out in Section 4, after the word "said" the word "appoint," and insert the word "elect," also, same Section, word "appointed," and insert "elected." Add at the end of the Section the words "provided such expenses shall not exceed one thousand (1,000) dollars in any one year."

Strike out Section 5.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported from the Committee,

A Bill to incorporate the Planters' Mining and Manufacturing Company.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back accounts of John Williams, H. H. Hicks, J. W. Denny, George Symmers, Carolina Printing Company and Daily Union, and recommended payment.

On motion of Mr. THOMPSON, the recommendation contained in the Report was adopted.

PETITIONS, RESOLUTIONS, &c.

Mr. COUSART presented a Preamble and Resolutions of citizens of Lancaster, requesting non-extension of the corporate limits of said town.

Referred to the Committee on Incorporations.

Mr. GARDNER introduced a Joint Resolution requiring the Governor to have flooring of State House repaired.

Read the first time, and referred to the Committee on State House and Grounds.

Mr. BRIGGS presented the petition of H. H. Griffin, of York County for abatement of taxes.

Referred to the Committee on Ways and Means.

PAPERS FROM THE SENATE.

The Senate sent to this House a Resolution directing the Attorney General to protect the interests of the State in the Spartanburg and Union Railroad Company; which was concurred in and returned to the Senate.

Also,

A Resolution instructing the Committees on Ways and Means and Finance to examine and report upon the arrangements made and observed by the Comptroller-General for the custody of the public property; which was concurred in and ordered to be sent to the Senate.

Also, the following:

MESSAGE FROM THE SENATE No. 44.

IN THE SENATE, COLUMBIA, S. C., February 15, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a Concurrent Resolution to appoint a Committee to proceed to Washington to procure Federal troops to protect the lives and property of citizens of the upper Counties of the State, originating in your House, has been laid on the table in the Senate, and the accompanying substitute adopted.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President of the Senate *pro tem*.

On motion of Mr JONES, the whole matter was laid on the table.
A message was sent to the Senate accordingly.

Also,

MESSAGE FROM THE SENATE, No. 45.

IN THE SENATE, COLUMBIA, S. C., February 20, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it insists on its amendment to House Concurrent Resolution proposing to meet in Joint Assembly Saturday, February 18, 1871, to elect a Judge of the Seventh Judicial Circuit, striking out "18th instant," and inserting "24th instant," and respectfully asks a Committee of Conference.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

On motion of Mr. FROST, a Committee of Conference of three members on the part of the House, was appointed.

The SPEAKER announced Messrs. Frost, Lee and Miles as said Committee, and a message was sent to the Senate accordingly.

Also, the following :

MESSAGE FROM THE SENATE, No. 46.

IN THE SENATE, COLUMBIA, S. C., February 20, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that Messrs. Biemen and Nash have been appointed a Committee on the part of the Senate to meet the Committee appointed on the part of your House, relative to the causes of disagreement existing between the two Houses in

MONDAY, FEBRUARY 20, 1871.

reference to the House Concurrent Resolution to enter into an election for a Judge of the Seventh Judicial Circuit.

Very respectfully.

(Signed)

A. J. RANSIER,
President of the Senate.

Also,

MESSAGE FROM THE SENATE, No. 47.

IN THE SENATE, COLUMBIA, S. C., February 20, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it refuses to concur in the several amendments of your House to Senate Bill to renew and amend the charter of the town of Bamberg, in the State of South Carolina. The Bill is respectfully returned herewith.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

On motion of Mr. C. D. HAYNE, the House receded from its amendments, and a message was sent to the Senate accordingly.

Also, a Bill to enable judgment debtors to sell their real and personal property, and to confirm sales already made in conformity with conditions therein specified.

Read the first time, and referred to the Committee on the Judiciary.

Also,

MESSAGE FROM THE SENATE, No. 48.

IN THE SENATE, COLUMBIA, S. C., February 20, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a Concurrent Resolution requesting the Joint Committee appointed to investigate the affairs of the Constabulary Department, originating in your House, has been laid on the table in the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Senate Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools in the State of South Carolina," being the unfinished business of February 18, was taken up.

The second reading of the Bill at Section 36 (printed Bill) was continued.

Mr. BOSTON moved to amend Section 38, printed Bill, by inserting between the words "Districts" and "paying," on second line, the words "and to make the same comfortable."

On motion of Mr FROST, the following, as Section 43, (41 of printed Bill), was adopted.

"SECTION 43, That if any person or persons shall threaten or in any manner interfere with the jurymen herein directed to be appointed, while discharging the duties herein prescribed, he or they, separately or conjointly, shall be deemed guilty of a misdemeanor, and, on conviction in any Court of competent jurisdiction, shall be fined not more than \$200 or be imprisoned not more than 90 days, or shall suffer both fine and imprisonment, in the discretion of the Court; and any moneys accruing from such fines, shall be added to the school fund of the school district wherein the guilty party or parties resides."

The following substitute proposed by the Committee for Section 41, printed Bill, as follows, was adopted :

"SECTION 41. That the school year shall continue for a period of nine months, commencing and ending as in the opinion of the County Board of Examiners will best subserve the educational interest of their County; but the County School Commissioner shall have power to limit the school year according to the school fund apportioned to his County."

Mr. JAMISON moved to amend Section 43, printed Bill, by inserting after the last word in the Section,

"That the Trustees shall receive one and a half dollars (\$1.50) for each day that they are actually engaged in carrying out the provisions of this Act, and five cents per head for making the enumeration of the children of their respective School Districts."

On this Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 32; nays, 37. Not adopted.

Those voting in the affirmative are :

Messrs. Adamson, Bryan, L. Cain, E. Cain, Dannerly, Ellison, Gaiter, Garey, Goggins, S. Greene, J. A. Green, Harris, Hedges, Henderson, Jamison, Johnson, Lloyd, Maddocks, Moore, Mickey, Nerland, Reedish, Rivers, A. L. Singleton, J. P. Singleton, Small, A. Smith, Talbert, W. M. Thomas, Thompson, Wallace and Warley.—32.

Those voting in the negative are :

Messrs. Allen, Bass, Boston, Bowley, Byas, T. A. Davis, Dennis, Derrick, Duncan, Dusenbury, Farr, Ferguson, Frost, Gantt, Giles, Glover, Hagood, Humbert, Hunter, Jervay, Jones, Keith, Kuh, Lee, W. J. Mc-

Dowell, Mead, Mobley, Myers, Nehemias, Pendergrass, R. M. Smith, Sullivan, Taylor, White, Williams, Wilson and Wofford.—37.

On motion of Mr. FROST, Section 46, printed Bill, was amended by adding to the end of the Section :

“They shall also have the power to levy and cause to be collected, as other city taxes are, a sum not to exceed one-half of one mill on the dollar on all taxable property in said city of Charleston, and the money so collected shall be placed in the City Treasury, subject to the order of said City Board of School Commissioners.”

On motion of Mr. FROST, Section 47, printed Bill, was amended by striking out on the second line the word, “Thursday,” and inserting the word “Saturday.”

The amendment proposed by the Committee to Section 49, printed Bill, as follows : by striking out on the eighth line the words “less than two,” and inserting “more than four,” was not adopted.

On motion of Mr. FROST, Section 49 of printed Bill, was amended by striking out the words “not less than two,” and inserting the words “not more than three.”

On motion of Mr. FROST, Section 49 printed Bill, was further amended by inserting after the word “enumeration,” on the ninth line, the words “said sum to be collected by the County Treasurer, and to be held by him subject to the order of the Trustees, countersigned by the County School Commissioner.”

Mr. FROST offered the following as a substitute for Section 50 of printed Bill, which was adopted :

“That an Act entitled ‘An Act to establish and maintain a system of Free Common Schools for the State of South Carolina,’ approved February 18, 1870, be, and the same is hereby, repealed”

On motion of Mr. HUNTER, the vote whereby Section 8, printed Bill, was passed to a third reading, was reconsidered.

On motion of Mr. HUNTER, Section 8 was amended by striking out on the second line the words “as far as practicable.”

The Bill was read the second time, and ordered to be engrossed.

SPECIAL ORDER OF THE DAY.

Report (favorable) of Committee on Claims on claim of Woodward Allen and Raymond Owens.

On motion of Mr. JERVEY, the Report was adopted, and ordered to be sent to the Senate.

Senate Bill to charter the town of Yorkville was taken up.

The Bill was put upon its second reading.

On motion of Mr. WHITE, Section 2 was amended by striking out in fourth line the word “ten,” and inserting the word “fifteen.”

The amendment recommended by the Committee to Section 5, as follows, was adopted: By striking out all after the word "powers" on third line, to the word "and," where it first occurs in the fourth line, and inserting the words "heretofore granted to Magistrates in this State."

On motion of Mr. WHITE, Section 9 was amended by striking out "one hundred (100)," and inserting "twenty (20)."

On motion of Mr. WHITE Section 10, was amended by striking out in third line the word "one," and inserting the word "two;" also, by striking out in sixth line the word "ten," and inserting in lieu thereof the word "twenty."

The Bill was read the second time, and ordered to be engrossed.

A Bill to authorize the County Commissioners to bind to service illegitimate children and children of paupers was taken up.

The Bill was put upon its second reading.

On motion of Mr. JAMISON, the enacting clause of the Bill was stricken out.

A Bill to require and compel County Treasurers to receive County orders in payment for County taxes, was taken up.

The Bill was put upon its second reading.

The amendment recommended by the Committee to Section 1, as follows, was adopted:

By striking out the words "County orders," where they occur in the Bill, and inserting "checks or warrants."

The following, recommended by the Committee as Section 3, was adopted:

"SECTION 3. That the provisions of this Bill shall not apply to orders, checks or warrants issued prior to the passage of this Bill."

On motion of Mr. JONES, the following, as Section 4, was adopted:

"SECTION 4. That this Act shall take effect from and after its passage."

On motion of Mr. R. M. SMITH, the following, as Section 5, was adopted:

"SECTION 5. That all Acts or parts of Acts, inconsistent with this Act, are hereby repealed."

On motion of Mr. JONES, the vote whereby Section 3 was passed was reconsidered.

On motion of Mr. JONES, Section 3 was stricken out.

The Bill was read the second time, and ordered to be engrossed.

Mr. FRQST, from the Committee on Conference, submitted the following:

The Committee on Conference on the part of the House, appointed to consider the disagreement of the two houses on a Concurrent Resolution relative to the election of Judge for the Seventh Judicial Circuit, beg

leave to report: That they met the Committee on the part of the Senate, and agreed to recommend the adoption of the following Resolution:

Resolved by the House of Representatives, the Senate concurring, That both Houses meet in Joint Assembly, on Tuesday, the 21st inst., at 2:30 P. M., for the purpose of electing a Judge for the Seventh Judicial Circuit of the State of South Carolina.

The Concurrent Resolution was adopted, and a message sent to the Senate accordingly.

A Bill to grant, renew and amend the charters of certain towns and villages therein mentioned was taken up.

The Bill was put upon its second reading.

On motion of Mr. R. M. SMITH, the following, as Section 120, was adopted:

TOWN OF REIDVILLE.

SEC. 120. That the charter of the town of Reidville, in the County of Spartanburg, be, and the same is hereby, renewed and extended for the term of fourteen years, with the same powers that is conferred by this Act on the town of Grahams.

On motion of Mr. A. L. SINGLETON, Section 17 was amended by adding to the Section the following: "The polls shall be opened from six in the morning until six in the afternoon."

On motion of Mr. A. L. SINGLETON, Section 24 was amended by filling the blank, on the third line, by inserting the word "October."

Also, by filling the blank, on the sixth line, with the word "November."

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to amend an Act entitled "An Act to authorize the Commissioners of Public Buildings for Williamsburg District to sell certain portions of the public lands," passed the 22d day of December, 1859, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to authorize Sylvanus Mayo to build a wharf in the town of Beaufort was taken up

The Bill was read the second time, and ordered to be engrossed.

A Bill to amend an Act entitled "An Act to organize and govern the militia of the State of South Carolina" was taken up.

The Bill was read the second time, and ordered to be engrossed.

The Senate sent the following:

MESSAGE FROM THE SENATE No 49.

IN THE SENATE, COLUMBIA, S. C., February 20, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it has adopted the following Resolution reported by the Committee on Conference:

Resolved by the Senate, the House of Representatives concurring, That both Houses meet in Joint Assembly on Tuesday, the 21st instant, at 2:30 P. M., for the purpose of electing a Judge of the Seventh Judicial Circuit of South Carolina.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

On motion of Mr. BYAS, a Bill to facilitate the punishment of crime, which had been laid on the table, was taken up.

The Bill was put upon its second reading.

The amendment proposed by the Committee to Section 2, by filling the blank by inserting "two," was considered.

Mr. BYAS moved to amend the amendment by striking out "two," and inserting "twelve."

Mr. JAMISON moved to indefinitely postpone the amendment.

Pending the further consideration of the Bill, at 3:30 P. M., the SPEAKER declared the House adjourned till to-morrow, at 11 A. M.

TUESDAY, FEBRUARY 21, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. LEE, from the Committee on County Offices and Officers, reported back the following, and recommended that they do pass:

A Senate Bill to require the County Commissioners to report to the General Assembly ;

A Senate Bill to amend an Act to define the jurisdiction and duties of County Commissioners, with amendments, viz :

Strike out Sections 3 and 4 ; also, strike out in Section 5 all after the word "Treasurer," in the first line of the Section.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. HURLEY, from the Committee on Ways and Means, reported back the following, and recommended that they do pass:

A Bill to fund the *nulla bona* claims of Sheriffs and ex-Tax Collectors ;

A Bill to provide for the erection of a monument to the memories of Hon. B. F. Randolph and Hon. Wade Perrin ;

A Bill to fund so much of the City Debt of Charleston as was contracted for Railroad purposes ;

A Bill to create a debt of the State of South Carolina, to be known as the Sterling Funded Debt, the same, or the proceeds thereof, to be exclusively used in exchange for, or in payment of, the existing public debt of said State ;

A Senate Joint Resolution to pay Wm. B. Timmons \$233.44 ;

A Senate Bill to amend an Act entitled "An Act to provide for the conversion of State Securities ;"

A Senate Joint Resolution directing part of a certain tax to be devoted to the erection of a Court House and Jail, at Manning ;

A Senate Bill to authorize and empower the Board of County Commissioners of Darlington County to issue bonds to the amount of \$25,000.

On motion of Mr. FERGUSON, the Report was laid on the table to take up the Bills and Joint Resolutions.

The Bills and Joint Resolutions were ordered to lie over for a second reading.

Mr. C. D. HAYNE, from the Committee on Ways and Means, reported back a Senate Bill to compel County Treasurers to receive County checks or warrants in payment for County taxes, and other purposes, and recommended that it do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

On motion of Mr. JERVEY, Rule 77 was suspended temporarily, and the Bill taken up and immediately considered.

The Bill was put upon its second reading.

On motion of Mr. LEE, Section 2 was amended by striking out in the first line the word "notify," and inserting in lieu thereof the words "report to."

On motion of Mr R. M. SMITH, Section 2 was further amended by inserting after the last word in the Section the words "and the amount of endorsements thereon."

The Bill was read the second time, and ordered to be engrossed.

Mr. C. D. HAYNE, from the Committee on Ways and Means, reported back a Senate Bill to make appropriations for the payment of the per diem and mileage of the members of the General Assembly and salaries of the subordinate officers, and other expenses incidental thereto, and recommended that it do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

PETITIONS, RESOLUTIONS, &c.

The SPEAKER presented the Report of the County Commissioners of Chesterfield County, pursuant to a Resolution adopted by the General Assembly.

Referred to the Committee on Ways and Means.

Mr. BOSTON presented the claim of J. P. Hutzin, of Newberry County, for building a school house.

Referred to the Committee on Claims.

Mr. DERRICK presented the Report of the County Commissioners of Lexington County, pursuant to a Resolution of the General Assembly.

Referred to the Committee on Ways and Means.

Mr. BOSTON presented the accounts of R. Simkins, G. Renack, S. Bridges, J. Kennedy, G. Starks, B. Ferguson, and others, for services as Deputy State Constables.

Referred to the Committee on Claims.

Mr. FERGUSON presented the claim of A. L. Robinson, of Barnwell County, for services as Deputy Constable.

Referred to the Committee on Claims.

Mr. C. D. HAYNE introduced the following Resolution, which, on motion of Mr. LEE, was laid on the table :

Whereas to-morrow being the natal day of the Father of our Country; and whereas it has been the custom of the American people to observe said day as a holiday ; therefore, be it

Resolved, That when this House adjourns to-day, it stand adjourned until Thursday, February 23d.

Mr. R. M. SMITH introduced the following Resolution, which was adopted :

Resolved, That the Standing Committees of this House report on or before Saturday next, on all matters now in their possession.

Mr. FROST, by leave, introduced

A Bill to amend an Act entitled "An Act to provide for the revision and consolidation of the statute laws of the State of South Carolina."

Read the first time, and referred to the Committee on the Judiciary.

Also,

A Bill to amend an Act entitled "An Act to provide for the assessment and taxation of property," passed 15th September, 1868, and all Acts amendatory thereto.

Read the first time, and referred to the Committee on Ways and Means.

PAPERS FROM THE SENATE.

The Senate returned to this House, with sundry amendments,

A Bill to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the City of Columbia," approved February 26, 1870.

On motion of Mr. SIMONS, the several amendments were concurred in, excepting provisos to Sections 8 and 12

On motion of Mr. THOMPSON, the House refused to concur in Senate amendments to Sections 8 and 12, and a message was sent to the Senate accordingly.

Also,

MESSAGE FROM THE SENATE, No. 50.

IN THE SENATE, COLUMBIA, S. C., February 21, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it insists on its amendments to Section 8 of House Bill to alter and amend an Act entitled "An Act to alter and amend the charter of the City of Columbia;" also, on its amendment to Section 12, and requests a Committee of Conference. Messrs. Corbin and Nash have been appointed Committee on the part of the Senate to meet the Committee appointed on the part of your House.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

On motion of Mr. THOMPSON, a Committee of three, on the part of the House, was appointed as the Committee of Conference.

The SPEAKER appointed as said Committee Messrs. Thompson, Simons and Jones.

A message was sent to the Senate accordingly.

Also sent

A Bill to release a lien of the State upon a lot of land in the city of Charleston, owned by the South Carolina Institute for the Promotion of Art, Mechanical Ingenuity and Industry, and take a similar lien upon the new hall erected by said South Carolina Institute.

Read the first time, and referred to the Committee on Ways and Means.

Also,

A Bill to authorize the formation of, and to incorporate, the Savannah Valley Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Also,

A Joint Resolution making an appropriation of \$47,000 for the completion of the State Lunatic Asylum, and for other purposes.

Read the first time, and referred to the Committee on Ways and Means.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to facilitate the punishment of crime, being the unfinished business of yesterday at the hour of adjournment, was taken up.

The consideration of the motion (by Mr. Jamison) to indefinitely postpone the amendment to the amendment (by Mr. Byas) to strike out "two," and insert "twelve," was resumed.

Mr. JAMISON withdrew the motion to indefinitely postpone

The motion was renewed by Mr. KEITH, and was not agreed to.

The amendment to the amendment (by Mr. Byas) was adopted.

Mr. R. M. SMITH moved to reconsider the vote

The question being taken on the motion to reconsider, it was decided in the affirmative.

The question being taken on the amendment to the amendment, (by Mr. Byas,) to strike out "two" and insert "twelve," it was decided in the negative.

Mr. BYAS then moved to amend the amendment by striking out "two," and inserting "eight." Adopted.

The amendment proposed by the Committee to Section 2, to fill the second blank in the Section with the words "eight dollars per day while actually employed," was considered.

On motion of Mr. JAMISON, the amendment was indefinitely postponed.

Mr. BYAS moved to fill the second blank in Section 2 by inserting the words "five dollars per day while actually employed."

Mr. JAMISON moved to amend the amendment by striking out "five" and inserting "four."

Mr. JAMISON called for the yeas and nays.

The question was taken on the amendment (by Mr. Byas), being the largest number, with the following result:

Yeas, 26; nays, 67. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Bosemon, Byas, Cousart, T. A. Davis, Dennis, Ellison, Farr, Ferguson, Gaither, Gardner, Goggins, J. A. Green, Guffin, Hagood, C. D. Hayne, Hedges, Hurley, Johnson, Jones, Lee, T. D. McDowell, Mobley, Rivers and Talbert.—26.

Those voting in the negative are:

Messrs. Allen, Barker, Bascomb, Bass, Bowley, Briggs, Bryan, L. Cain, E. Cain, Dannerly, J. Davis, Derrick, Dusenbury, Elliott, Ford, Gantt, Garey, Giles, Glover, S. Greene, Hardy, Harris, Hart, Holmes, Hudson, Humbert, Humphries, Hunter, Jamison, Jervey, Keith, Kennedy, Kuh, Lang, Levy, Litchfield, Lloyd, Lyle, Maddocks, W. J. McDowell, Mead, Miles, Milton, Mickey, Myers, Nehemias, Pendergrass, Perry, Ramsay, Reedish, Saunders, A. L. Singleton, Small, A. Smith, R. M. Smith, Sullivan, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, White, Williams, Wofford and Yocom.—67.

Mr. S. GREENE, moved to indefinitely postpone the amendment (by Mr. Jamison).

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows:

Yeas, 40; nays, 45. Not agreed to.

Those voting in the affirmative are:

Messrs. Allen, Bass, Briggs, Byas, Cousart, T. A. Davis, Dusenbury, Farr, Ferguson, Gantt, Garey, Giles, S. Greene, Hagood, Hart, C. D. Hayne, Henderson, Humbert, Hunter, Hurley, Jones, Litchfield, Lyle, W. J. McDowell, Mead, Miles, Moore, Mickey, Myers, Nehemias, O'Connell, Pendergrass, Perry, Saunders, A. Smith, R. M. Smith, Sullivan, Taylor, Wofford and Yocom.—40.

Those voting in the negative are:

Messrs. Adamson, Barker, Bascomb, Berry, Bosemon, Bowley, Bryan, L. Cain, E. Cain, Dannerly, James Davis, Derrick, Elliott, Ford, Gaither, Gardner, Glover, Goggins, John A. Green, Guffin, Hardy, Harris, Hedges, Holmes, Hudson, Humphries, Jamison, Jervey, Johnson, Keith, Kennedy, Kuh, Lang, Lee, Lloyd, Maddocks, T. D. McDowell, Ramsay, A. L. Singleton, Small, W. M. Thomas, J. W. Thomas, Thompson, Wallace and Warley.—45.

On the question of agreeing to the amendment to the amendment (by Mr. Jamison) to strike out "five," and insert "four,"

Mr. S. GREENE called for the yeas and nays, which were taken, and are as follows:

Yeas, 44; nays, 26. Adopted.

Those voting in the affirmative are:

Messrs. Boston, Bowley, Byas, L. Cain, E. Cain, Dannerly, T. A. Davis, Ellison, Ford, Gaither, Giles, Glover, Goggins, Hagood, Hardy, Harris, C. D. Hayne, Holmes, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Johnson, Kuh, Lee, Lloyd, Maddocks, Milton, Ramsay, Saunders, Shanklin, A. L. Singleton, Small, Sullivan, Talbert, Taylor, W. M. Thomas, Thompson, Wallace, Warley, Williams and Wolford.—44.

Those voting in the negative are:

Messrs. Adamson, Allen, Barker, Bascomb, Bass, Berry, Briggs, Derrick, Dusenbury, Elliott, Ferguson, Gantt, S. Greene, Guffin, Hedges, Jervey, Jones, Keith, Litchfield, W. J. McDowell, Miles, Myers, Nehe-mias, Perry, J. W. Thomas and White.—26.

Section 2 was passed to a third reading.

Pending the further consideration of the Bill, at the hour of 2:30 P. M., the Sergeant-at-Arms announced the presence of the Honorable Senate of South Carolina.

SPECIAL ORDER FOR 2:30 P. M.

Joint Assembly for election of Judge of the Seventh Judicial Circuit.

JOINT ASSEMBLY.

The Hon. A. J. RANSIER, President of the Senate, took the chair.

The PRESIDENT announced that the two Houses were met in Joint Assembly to elect a Judge of the Seventh Judicial Circuit, to fill the vacancy caused by the resignation of Hon. T. O. P. Vernon.

The PRESIDENT announced that nominations were in order.

Mr. RAMSAY nominated Mr. Montgomery Moses, of Sumter.

Senator SMALLS nominated Mr. S. McGowan, of Abbeville.

The Joint Assembly then proceeded to vote *viva voce* with the following result:

SENATE.

Those who voted for Mr. Samuel McGowan are:

Messrs. Allen, Barber, Cardozo, Clinton, Corbin, Duvall, Foster, Greene, Hayes, Leslie, Maxwell, McIntyre, Owens, Smalls, Whittemore and Wilson.—16.

Those who voted for Mr. Montgomery Moses are:

Messrs. Bieman, Holcombe, Johnston, Montgomery and Rose.—5.

Mr. Swails voted for Mr. J. Rice Foster.

Number of Senators voting..... 22

HOUSE OF REPRESENTATIVES.

Those who voted for Mr. Montgomery Moses are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Allen, Bascomb, Bass, Berry, Bosemon, Bowley, Briggs, Bryan, Byas, E. Cain, Corwin, Cousart, Dannerly, J. Davis, T. A. Davis, Dennis, Dusenbury, Elliott, Farr, Ferguson, Ford, Frost, Gaither, Gardner, Garey, Giles, Glover, S. Greene, J. A. Green, Guffin, Hardy, Hart, C. D. Hayne, Hedges, Holmes, Hudson, Humbert, Humphries, Hunter, Hurley, Jamison, Jervey, Jones, Keith, Kuh, Lee, Levy, Litchfield, Littlefield, Lloyd, Maddocks, T. D McDowell, W. J. McDowell, Mead, Miles, Milton, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Talbert, Tarlton, W. M. Thomas, Thompson, Wallace, Warley, White and Wofford —84. -

Those who voted for Mr. Samuel McGowan are :

Messrs. Barker, Boston, Derrick, Duncan, Ellison, Gantt, Goggins, Hagood, Harris, Henderson, Jackson, Johnson, Kennedy, Lyle, Myers, Nehemias, Perry, Shanklin, Taylor, J. W. Thomas, Williams and Wilson.—22.

Mr. L. Cain voted for Mr. Wm. E. Earle.—1.

Mr. Yocom voted for Mr. S. L. Hoge —1.

Whole number of Representatives voting.....108

RECAPITULATION.

Mr. Montgomery Moses received.....	89
Mr. S. McGowan received.....	38
Mr. Wm. E Earle received.....	1
Mr. J. Rice Foster received.....	1
Mr. S. L. Hoge received.....	1

Whole number of votes given.....	130
Necessary to a choice.....	66

The PRESIDENT announced that Mr. Montgomery Moses, having received a majority of the whole number of votes given, was duly elected Judge of the Seventh Judicial Circuit, to fill the vacancy caused by the resignation of Hon. T. O. P. Vernon.

The Joint Assembly was then dissolved, and the Senate retired.

The SPEAKER resumed the chair.

The consideration of a Bill to facilitate the punishment of crime was resumed.

The amendment proposed by the Committee to Section 3, to fill the blank in the Section with the words "five thousand," was considered.

On motion of Mr. JAMISON, the amendment was indefinitely postponed.

Mr. JAMISON moved to fill the blank in Section 3 by inserting "fifteen thousand, if so much be necessary."

Mr. A. SMITH moved to amend the amendment by striking out "fifteen," and inserting "ten."

Mr. BRIGGS called for the yeas and nays.

The question was taken on the amendment (by Mr. Jamison), being the largest number, resulting as follows:

Yeas, 30; nays, 67. Not adopted.

Those voting in the affirmative are:

Messrs. Adamson, Byas, L. Cain, E. Cain, Crews, Dannerly, Dennis, Elliott, Ellison, Ferguson, Gaither, Gardner, Goggins, J. A. Green, Guffin, Harris, C. D. Hayne, Henderson, Holmes, Humphries, Keith, Lee, Littlefield, Milton, Ramsay, Rivers, J. P. Singleton, Talbert, Warley and Yocom —30.

Those voting in the negative are:

Messrs. Allen, Bascomb, Bass, Berry, Bosemon, Boston, Bowley, Briggs, Bryan, Corwin, Cousart, J. Davis, Derrick, Duncan, Dusenbury, Ford, Frost, Gantt, Garey, Giles, Glover, S. Greene, Hagood, Hart, Hudson, Humbert, Hunter, Hurley, Jackson, Jervay, Johnson, Kuh, Litchfield, Lloyd, Lyle, Maddocks, W. J. McDowell, Mead, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Perry, Reedish, Saunders, Shanklin, Simons, Small, Smart, A. Smith, R. M. Smith, Sullivan, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, White, Williams, Wilson and Wofford.—67.

Mr. BYAS moved to amend the amendment (by Mr. A. Smith) by striking out "ten," and inserting "twelve."

On motion of Mr. JONES, the business before the House was suspended temporarily.

Mr. HURLEY, from the Committee on Railroads, asked leave to submit a Report.

Objection being made by Mr. LEE, a discussion ensued, pending which, at 3:30 P. M., the SPEAKER declared the House adjourned till to-morrow, at 11 A. M.

WEDNESDAY, FEBRUARY 22, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. M. THOMAS.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. SMART, from the Committee on the Judiciary, reported back the following, and recommended they do not pass :

A Bill to provide for the paying of improvements made on the property of other persons ;

A Bill to impose upon Clerks of Courts certain duties heretofore performed by Commissioners in Equity ;

A Bill for the better security of life and property against accidents from the use of steam boilers.

On motion of Mr. GAREY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. HURLEY, from the Committee on Railroads, reported back a Bill relating to the Greenville and Columbia Railroad Company, and recommended that it do pass.

On motion of Mr. GAREY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. MICKEY, from the Committee on Mines, Mining and Manufactures, reported back a Senate Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, and to grant to the persons therein named, and their associates, the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina for phosphate rocks and phosphatic deposits, and recommended it do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back accounts of J. W. Denny and J. M. Allen, and recommended payment.

Mr. MOBLEY moved to adopt so much of the Report as related to the account of J. W. Denny.

Mr. THOMPSON moved to adopt the recommendation contained in the Report.

Mr. MOBLEY moved to postpone the consideration of the Report till to-morrow.

Mr. THOMPSON moved to indefinitely postpone the motion to postpone.

Mr. KEITH moved to lay on the table the motion to indefinitely postpone.

On this, Mr. MOBLEY called for the yeas and nays, which were taken, and are as follows:

Yeas, 14 ; nays, 72. Not agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, L. Cain, Ellison, Garey, Goggins, Harris, Keith, Kennedy, Mobley, Nehemias, Small, A. Smith, Tarlton and J. W. Thomas.—14.

Those voting in the negative are :

Messrs. Allen, Andell, Barker, Bass, Bowley, Briggs, Bryan, Corwin, Dannerly, J. Davis, T. A. Davis, Dennis, Derrick, Duncan, Dusenbury, Farr, Ford, Frost, Gaither, Gantt, Gardner, Giles, S. Greene, J. A. Green, Guffin, Hagood, Hardy, Hart, C. D. Hayne, Hedges, Henderson, Holmes, Humphries, Jackson, Jervay, Johnson, Kuh, Lee, Litchfield, Littlefield, Lloyd, Maddocks, T. D. McDowell, Mead, Miles, Milton, Moore, Mickey, Myers, Nerland, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, A. L. Singleton, J. P. Singleton, Smart, R. M. Smith, Sumpter, Talbert, Taylor, W. M. Thomas, Thompson, Wallace, Warley, White, Williams, Wilson and Yocom.—72

The question being taken on the motion to indefinitely postpone the motion to postpone, it was decided in the affirmative.

The question being taken on the motion to adopt so much of the Report as related to the account of J. W. Denny, it was decided in the affirmative.

On motion, leave was granted to the Chairman of the Committee to withdraw the account of J. M. Allen.

The account was then referred to the Committee on Contingent Accounts.

Mr. HURLEY, from the Committee on Ways and Means, reported back a Senate Bill to release a lien of the State upon a lot of land in the city of Charleston, owned by the South Carolina Institute for the promotion of Art, Mechanical Ingenuity and Industry, and take a similar lien upon the new hall erected by said South Carolina Institute, and recommended it do pass.

On motion of Mr. THOMPSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BYAS, from the Special Committee on Fitting up the Hall of the House of Representatives, submitted the following

REPORT.

The Special Committee to whom was referred the accounts for fitting up the House of Representatives, beg leave to report that they have carefully considered the same, and recommend that the sum of \$90,506.31 be paid, and that the account of W. E. Rose be not paid.

Mr. MYERS moved that the itemized accounts as presented to the Committee be printed, and the consideration of the same be made the Special Order for to-morrow at 1 P. M.

Mr. JONES called the previous question on the whole matter, and the call was sustained.

On the main question, which was the motion by Mr. Myers,

Mr. BOSTON called for the yeas and nays, which were taken, and are as follows :

Yeas, 38 ; nays, 64. Not agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen, Andell, Barker, Bascomb, Bass, Bosemon, Byas, J. Davis, Derrick, Duncan, Dusenbury, Frost, Gantt, Giles, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Kuh, Hurley, Litchfield, Lyle, Maddocks, Miles, Myers, Nehemias, Pendergrass, Perry, Shanklin, Small, R. M. Smith, Sullivan, Talbert, Taylor, Williams, Wilson and Wofford.—38.

Those voting in the negative are :

Messrs. Adamson, Berry, Boston, Briggs, Bryan, L. Cain, Cousart, Dannerly, T. A. Davis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Mead, Milton, Mobley, Moore, Mickey, Nerland, O'Connell, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Smart, A. Smith, Sumpter, Tarlton, J. W. Thomas, Thompson, Wallace, Warley, White and Yocom.—64.

On motion of Mr. JERVEY, the recommendation contained in the Report of the Committee was adopted.

The following paper was presented to be entered on the Journal :

We vote no, on the motion to pay the account for fitting up the House of Representatives, (not because we are opposed to paying the debts of the State legally incurred,) but because we think the interest of the tax payers of the State of South Carolina demand that the whole thing should

be so ventilated that they might readily see what disposition is made of the public funds.

(Signed)

N. B. MYERS,
EMIL NEHEMIAS,
JOHN B. BASCOMB,
HASTINGS GANTT.

Mr. THOMPSON, from Committee of Conference on the part of the House, on matters of disagreement on a Bill to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the city of Columbia," approved February 26, 1870, submitted the following

REPORT.

The Committee of Conference appointed by the Senate and House of Representatives to consider and report upon the matters of disagreement between the Senate and House of Representatives on the above entitled Bill, have considered the same, and beg leave to report :

That they recommend that the Senate recede from its amendment to the said Bill whereby the following proviso is inserted : "*Provided*, That the charge for said licenses shall not exceed the amounts specified by the ordinance as amended and declared valid in the twelfth Section of this Act," and that said proviso be stricken out.

Your Committee further recommend that the Senate recede from its amendment whereby the following proviso is inserted : "*Provided*, That only one license shall be required from any person, company and corporation for business conducted in any one establishment or place of business, excluding liquor licenses and billiard tables," and that said proviso be stricken out.

All of which is respectfully submitted.

(Signed)

D. T. CORBIN,
W. B. NASH,
Committee on part of Senate.

(Signed)

S. B. THOMPSON,
W. H. JONES, JR.,
WM. SIMONS,

Committee on part of House of Representatives.

On motion of Mr. JAMISON, the Report was adopted, and a message sent to the Senate accordingly.

PETITIONS, RESOLUTIONS, &c.

Mr. C. D. HAYNE introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That the Clerk of the House and the Clerk of the Senate be instructed to issue pay certificates to the members, officers and employees of the General Assembly from February 1 to March 1, 1871, inclusive.

Mr. MYERS introduced the following Resolution, which,
On motion of Mr. MOBLEY, was laid on the table :

Whereas, it is a well known fact that an unnecessary number of subordinate officers and attachees are attached to this branch of the General Assembly ; therefore,

Resolved, That the Sergeant-at-Arms be instructed to forthwith report to this House the number of Clerks, Messengers, Pages and other subordinate officers, with their names and pay.

Mr. RIVERS, by leave, introduced

A Bill to amend an Act entitled "An Act to establish certain roads, bridges and ferries, and to renew and amend certain charters heretofore granted."

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Also, introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That a Committee of three from the House and from the Senate, be appointed to investigate the acts of the Advisory Board of the Land Commissioner, with power to send for persons and papers.

Mr. R. M. SMITH offered the following as a substitute, which was adopted, and ordered to be sent to the Senate :

Resolved by the House of Representatives, the Senate concurring, That all the Joint and Special Investigating Committees authorized to be appointed, do report to their respective houses on or before Monday next.

Mr. HUDSON, by leave, introduced

A Bill to incorporate the Lancaster Mounted Rifle Company.

Read the first time, and referred to the Committee on Military Affairs.

Mr. BOSTON presented claims of J. W. Gerardieu, L. Robertson and T. D. Leahy, Deputy State Constables.

Referred to the Committee on Claims.

Mr. SHANKLIN introduced the following Resolution, which was adopted :

Resolved, That during the remainder of the session no member shall be allowed to speak more than ten minutes at a time, and but twice on the

same question, unless by unanimous consent of the House; and the Speaker shall enforce the Rule without his attention being called thereto by members.

Mr. O'CONNELL introduced the following Preamble and Resolution, which,

On motion of Mr. A. L SINGLETON, was indefinitely postponed:

Whereas, it is desirable that the furniture and property of the House of Representatives and of the several Committee Rooms of the same, for which large amounts have been expended, should be carefully preserved during the recess of the Legislature; therefore, be it

Resolved, That the Sergeant-at-Arms of the House of Representatives be authorized to instruct the Assistant Sergeant-at-Arms to perform such duty during the recess of the Legislature, and that it shall be the duty of said Assistant Sergeant-at-Arms, immediately after the adjournment of the present session, to take an inventory of all the property of the General Assembly and its Committees, and shall keep the same in good repair and order, and shall report the condition of the same at the commencement of the next session of the General Assembly; and for such services said Assistant Sergeant-at-Arms shall be allowed the same pay as is now allowed a Porter of this House.

PAPERS FROM THE SENATE.

The Senate returned, with concurrence, the following:

Report of the Committee on Claims on the account of R. A. Greene for services as school teacher, Edgefield County.

Also,

Report of the Committee on Claims on the account of the Winnsboro Herald for advertising.

Also,

Report of the Committee on Claims on the account of L. Cain, for services as school teacher, Edgefield County.

Also,

Resolution instructing the Clerks of both Houses to issue pay certificates to members, officers and employees of the General Assembly from February 1 to March 1, 1871, inclusive.

Also sent the following:

A Bill to incorporate the Walhalla Hook and Ladder Company.

Read the first time, and referred to the Committee on Incorporations.

A Bill to regulate the granting of writs of *habeas corpus* in certain cases.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to regulate the disposition of fines and penalties imposed and collected in criminal causes by the Circuit Court of General Sessions and Trial Justices.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to enlarge and define the powers of the Charleston City Board of School Commissioners, and to allow said Board to levy a tax for the support of the free schools of the city of Charleston.

Read the first time, and referred to the Committee on Education.

Also sent the following :

MESSAGE FROM THE SENATE, No. 51.

IN THE SENATE, COLUMBIA, S. C., February 22, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that the consideration of a Bill to regulate the measurement and inspection of timber and lumber in the city of Charleston, originating in your House, has been indefinitely postponed in the Senate.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President of the Senate *pro tem.*

Also, the following :

MESSAGE FROM THE SENATE, NO. 52.

IN THE SENATE, COLUMBIA, S. C., February 22, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it has agreed to the Report of the Joint Committee on Conference on a Bill entitled "A Bill to alter and amend an Act entitled 'An Act to alter and amend the charter and extend the limits of the city of Columbia,' " approved February 20, 1870.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

The title of the Bill was changed to an Act, and the Bill ordered to be enrolled.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill (and substitute) to authorize the County Commissioners of Greenville, Spartanburg, Pickens and Oconee Counties to levy an additional tax, was taken up.

The substitute was adopted.

The Bill was read the second time, and ordered engrossed.

Mr. HURLEY moved to suspend Rule 77, in order to take up a Bill relating to the Greenville and Columbia Railroad, which had been reported on to-day, in order to make the same a Special Order.

Mr. HUNTER moved to lay the motion on the table.

On this, Mr. FROST called for the yeas and nays, which were taken, and are as follows:

Yeas, 36; nays, 57. Not agreed to.

Those voting in the affirmative are:

Messrs. Allen, Bass, Bowley, Bryan, Derrick, Duncan, Dusenbury, Ellison, Frost, Giles, Hagood, Hart, C. D. Hayne, Holmes, Humbert, Hunter, Jervay, Kuh, Litchfield, Lyle, T. D. McDowell, Miles, Myers, Nehemias, Shanklin, A. Smith, Sullivan, Sumpter, Talbert, Taylor, Williams, Wilson and Wofford.—36.

Those voting in the negative are:

Messrs. Adamson, Bascomb, Berry, Boston, Briggs, Byas, L. Cain, E. Cain, Cousart, Crews, Dannerly, J. Davis, Farr, Ferguson, Gaither, Gantt, Garey, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hedges, Henderson, Hudson, Humphries, Hurley, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, W. J. McDowell, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, Small, R. M. Smith, Tarlton, W. M. Thomas, Thompson, Wallace, Warley, White and Yocom.—57.

Mr. FROST moved to indefinitely postpone the motion to suspend Rule No. 77.

Mr. JONES moved to lay the motion on the table.

On this Mr. MYERS called for the yeas and nays, which were taken, and are as follows:

Yeas, 55; nays, 41. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Boston, Briggs, Bryan, L. Cain, E. Cain, Crews, Dannerly, J. Davis, Ellison, Farr, Ferguson, Gaither, Gantt, Gardner, Garey, Giles, Goggins, S. Greene, J. A. Green, Guffin, Harris, J. N. Hayne, Hedges, Henderson, Humphries, Hurley, Jackson, Jamison, Johnson, Jones, Kennedy, Lee, Littlefield, Maddocks, W. J. McDowell, Mead, Mobley, Moore, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, Small, W. M. Thomas, J. W. Thomas, Thompson, White and Yocom.—55.

Those voting in the negative are:

Messrs. Allen, Bass, Berry, Bowley, Byas, T. A. Davis, Derrick, Duncan, Dusenbury, Frost, Hagood, Hardy, Hart, C. D. Hayne, Holmes,

Hudson, Humbert, Hunter, Jervey, Keith, Kuh, Litchfield, Lloyd, Lyle, T. D. McDowell, Miles, Mickey, Myers, Shanklin, A. Smith, R. M. Smith, Sullivan, Sumpter, Talbert, Tarlton, Taylor, Wallace, Warley, Williams, Wilson and Wofford —41.

Mr. FROST moved to make the consideration of the motion (by Mr. Hurley) the Special Order for Saturday next at 12 M.

Mr. HURLEY moved to lay the motion on the table, and called the previous question on the whole matter, and the call was sustained.

On the question, "Shall the main question now be put?"

Mr. C. D. HAYNE called for the yeas and nays, which were taken, and are as follows:

Yeas, 51; nays, 49. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Boston, Briggs, Bryan, Cousart, Crews, James Davis, T. A. Davis, Dennis, Ferguson, Gaither, Gantt, Giles, Samuel Greene, J. A. Green, Guffin, Hagood, Harris, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Hudson, Humbert, Humphries, Hurley, Jackson, Johnson, Keith, Kennedy, Lee, Littlefield, Maddocks, W. J. McDowell, Mead, Mobley, Moore, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, Tarlton, William M. Thomas, J. W. Thomas, Thompson and White—51.

Those voting in the negative are:

Messrs. Allen, Bascomb, Bass, Bosemon, Bowley, Byas, Lawrence Cain, Everidge Cain, Corwin, Dannerly, Derrick, Duncan, Dusenbury, Ellison, Farr, Ford, Frost, Gardner, Garey, Goggins, Hardy, Hart, Holmes, Hunter, Jamison, Jervey, Kuh, Litchfield, Lloyd, Lyle, Miles, Milton, Mickey, Myers, Nehemias, Shanklin, Small, Abraham Smith, R. M. Smith, Sullivan, Sumpter, Talbert, Taylor, Wallace, Warley, Williams, Wilson, Wofford and Yocom—49.

The question being taken on the motion to lay on the table the motion to make the motion to suspend Rule 77 the Special Order for Saturday, at 12 M.,

Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 66; nays, 37. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Boston, Briggs, L. Cain, E. Cain, Cousart, Crews, Dannerly, Jas. Davis, T. A. Davis, Dennis, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goggins, J. A. Green, Guffin, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hurley, Jackson, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, W. J. McDowell, Mead, Milton, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Sin-

gleton, J. P. Singleton, Smalls, Smart, A. Smith, Sumpter, Tarlton, J. W. Thomas, Thompson, Wallace, Warley, White and Yocom.—66.

Those voting in the negative are :

Messrs. Allen, Bass, Bosemon, Bowley, Bryan, Byas, Corwin, Derrick, Duncan, Dusenbury, Ellison, Farr, Frost, S. Greene, Hagood, Hardy, C. D. Hayne, J. N. Hayne, Hunter, Jervy, Kuh, Levy, Litchfield, Lyle, T. D. McDowell, Miles, Myers, Nehemias, Shanklin, R. M. Smith, Sullivan, Talbert, Taylor, W. M. Thomas, Williams, Wilson and Wofford.—37.

On the question, "Shall the main question now be put?" the main question being the motion (by Mr. Hurley) to suspend Rule 77,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 67 ; nays, 35 Agreed to.

Those voting in the affirmative are :

Messrs Adamson, Bascomb, Berry, Boston, Briggs, Bryan, L. Cain, E. Cain, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goggins, J. A. Green, Guffin, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hurley, Jackson, Johnson, Jones, Kennedy, Lee, Littlefield, Maddocks, W. J. McDowell, Mead, Milton, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, A. Smith, R. M. Smith, Tarlton, J. W. Thomas, Wallace, Warley, White and Yocom —67.

Those voting in the negative are :

Messrs. Allen, Bass, Bosemon, Bowley, Byas, Corwin, Derrick, Duncan, Dusenbury, Frost, S. Greene, Hagood, Hardy, C. D. Hayne, J. N. Hayne, Hunter, Jamison, Jervy, Keith, Kuh, Levy, Litchfield, Lloyd, T. D. McDowell, Miles, Myers, Nehemias, Shanklin, Sullivan, Sumpter, Talbert, Taylor, Williams, Wilson and Wofford.—35.

Mr. FROST called for the Special Order for 3 P. M.

The SPEAKER ruled that the House being under the operation of the previous question, the Special Order could not be considered.

Mr. FROST appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?" it was decided in the affirmative.

The question being taken on the motion (by Mr. Hurley) to suspend Rule 77, it was decided in the affirmative, and the previous question was exhausted.

The hour of 3:30 P. M. having arrived, the SPEAKER declared the House adjourned till to-morrow, at 11 A. M.

THURSDAY, FEBRUARY 23, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

Mr. BYAS moved that the regular call of morning business be suspended for the balance of the session. Agreed to.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to facilitate the punishment of crime, being the Unfinished Business of February 21, was taken up.

The second reading of the Bill at Section 3 was continued.

The motion (by Mr. Byas) to fill the blank in the Section with the words "twelve thousand dollars, if so much be necessary," was resumed.

Mr. A. SMITH moved to indefinitely postpone the motion (by Mr. Byas.)

On this, Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 43 ; nays, 53. Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Barker, Bascomb, Bass, Boston, Briggs, L. Cain, Corwin, J. Davis, Derrick, Doyle, Dusenbury, Gantt, Garey, S. Greene, Haggood, Hart, Holmes, Humbert, Keith, Litchfield, Lyle, Maddocks, W. J. McDowell, Mickey, Myers, Nehemias, Perry, Shanklin, Small, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, White, Williams, Wilson and Wofford—43.

Those voting in the negative are :

Messrs. Adamson, Bosemon, Bryan, Byas, E. Cain, Cousart, Crews, Dannerly, T. A. Davis, Duncan, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Giles, Goggins, John A. Green, Guffin, Hardy, Harris, Hedges, Henderson, Hudson, Humphries, Hunter, Hurley, Jackson, Jamison, Jervy, Johnson, Kennedy, Lee, Levy, Littlefield, T. D. McDowell, Mobley, Moore, Nerlaad, O'Connell, Pendergrass, Ramsay, Reedish, Saunders, Simons, A. L. Singleton, Talbert, Thompson, Wallace and Warley—53.

Mr. HUMBERT moved to lay the whole matter on the table.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 37 ; nays, 65. Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Barker, Bascomb, Bass, Berry, Briggs, Bryan, Doyle, Dusenbury, Gantt, S. Greene, Hagood, Hart, Holmes, Humbert, Jackson, Keith, Kennedy, Kuh, Litchfield, Littlefield, Lyle, Maddocks, Mickey, Myers, Nehemias, O'Connell, Perry, Shanklin, Small, Sullivan, Taylor, J. W. Thomas, White, Williams, Wilson and Wofford.—37.

Those voting in the negative are :

Messrs. Adamson, Andell, Bosemon, Boston, Bowley, Byas, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Derrick, Duncan, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Garey, Giles, J. A. Green, Guffin, Hardy, Harris, C. D. Hayne, Hedges, Henderson, Hudson, Humphries, Hunter, Jamison, Jervy, Johnson, Lee, Levy, T. D. McDowell, W. J. McDowell, Mobley, Moore, Nerland, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Smart, A. Smith, R. M. Smith, Sumpter, Talbert, Tarlton, Thompson, Wallace, Warley, Whipper and Yocom.—65.

The amendment (by Mr. Byas) was adopted.

The amendment recommended by the Committee to Section 3, to insert between the words "fund" and "to" the words "which shall include all expenses contemplated by this Bill," was adopted.

Mr. WHITE moved to further amend Section 3 by adding after the last word in the Section, "*Provided*, That the Attorney-General shall not appoint any one as a detective officer who has not become a citizen of this State, and who is, also, acquainted with the criminal law of this State."

On this, Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 63 ; nays, 26. Adopted.

Those voting in the affirmative are :

Messrs. Allen, Barker, Bass, Berry, Bosemon, Briggs, Lawrence Cain, Corwin, James Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ferguson, Ford, Frost, Gantt, Giles, Samuel Greene, John A. Green, Hagood, Hart, Hedges, Henderson, Hudson, Humbert, Hunter, Hurley, Jackson, Jamison, Keith, Litchfield, Lyle, Maddocks, W. J. McDowell, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Perry, Reedish, Rivers, Saunders, Shanklin, Small, Smart, R. M. Smith, Sullivan, Sumpter, Taylor, J. W. Thomas, Wallace, Warley, White, Williams, Wilson and Wofford.—63.

Those voting in the negative are :

Messrs. Adamson, Byas, Everidge Cain, Dannerly, Ellison, Farr, Gaither, Garey, Goggins, Guffin, Harris, Holmes, Humphries, Jervy, Johnson, Kuh, Lee, Levy, Littlefield, Ramsay, Simons, J. P. Singleton, Talbert, Thompson, Whipper and Yocom.—26.

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution to provide for the publication of the decisions of the Supreme Court, delivered during the years 1868, 1869 and 1870, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to make appropriations and raise supplies for the fiscal year commencing November 1, 1870, was taken up.

The Bill was put upon its second reading.

Mr. MYERS moved to amend Section 1, in line 3, by striking out the words "for the Land Commissioner, two thousand dollars." Adopted.

Mr. MYERS moved to further amend Section 1, lines 32 and 33, by striking out the words "for the Commissioner of the Bureau of Agricultural Statistics fifteen hundred dollars." Adopted.

Mr. FROST moved to further amend Section 1, in line 16, by striking out the words "eight hundred," and inserting the words "one thousand." Adopted.

Mr. JAMISON moved to further amend Section 1, in line 11, by striking out the word "eighteen," and inserting the word "fifteen." Adopted.

Mr. MYERS moved to further amend Section 1, lines 11 and 12, by striking out the words "assistant clerk, fifteen hundred dollars." Adopted.

Mr. LEE moved to further amend Section 1, in lines 9 and 10, by striking out the words "one thousand," and inserting, in lieu thereof, the words "fifteen hundred."

On this, Mr. MYERS called for the yeas and nays, which were taken, and are as follows :

Yeas, 22: nays, 69. Not adopted.

Those voting in the affirmative are :

Messrs. Boston, E. Cain, Crews, J. Davis, Elliott, Ellison, Farr, Frost, Gaither, Garey, Goggins, Jamison, Johnson, Kuh, Lee, O'Connell, J. P. Singleton, Small, A. Smith, Thompson, Warley and Whipper.—22.

Those voting in the negative are :

Messrs. Adamson, Allen, Andell, Ascomb, Bass, Berry, Rosemon, Bowley, Bryan, Byas, L. Cain, Corwin, Cousart, Dannerly, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Ferguson, Ford, Gantt, Giles, S. Greene, Hagood, Hardy, Harris, Hart, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hurley, Jackson, Keith, Littlefield, Lloyd, Lyle, Maddocks, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, Shanklin, Simons, Smart, R. M. Smith, Sullivan, Sumpter, Talbert, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Wallace, Wilson, Wofford and Yocom.—69.

Mr JAMISON moved to further amend Section 1, sixteenth line, by striking out the words "for the Chief Constable, fifteen hundred dollars."

On this Mr. JAMISON called for the yeas and nays, which were taken and are as follows:

Yeas, 55; nays, 37. Adopted.

Those voting in the affirmative are:

Messrs. Allen, Andell, Barker, Bascomb, Bass, Bryan, Davis, Derrick, Doyle, Dusenbury, Gantt, Garey, S. Greene, Hagood, Harris, Hart, J. N. Hayne, Hedges, Henderson, Hudson, Humbert, Humphries, Hurley, Jamison, Jervey, Keith, Litchfield, Lloyd, Lyle, Maddocks, W. J. McDowell, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, Perry, Saunders, Shanklin, Small, Smart, A. Smith, Sullivan, Sumpter, Tarlton, Taylor, W. M. Thomas, Thompson, Wallace, White, Williams, Wilson and Wofford—55.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Berry, Bosemon, Boston, Bowley, Byas, E. Cain, Corwin, Cousart, Crews, Dannerly, Duncan, Ellison, Farr, Ford, Frost, Gaither, Giles, Goggins, J. A. Green, Hardy, Holmes, Johnson, Jones, Lee, Levy, Littlefield, T. D. McDowell, Ramsay, Rivers, J. P. Singleton, R. M. Smith, Talbert, Warley, Whipper and Yocom—37.

Mr. JERVEY moved to further amend Section 1, on twenty-ninth line, by striking out the words "five hundred," and inserting the words "one thousand."

Mr. WHIPPER called for the previous question on Section 1, and the call was sustained.

On the question "Shall the main question now be put?"

Mr. JONES called for the yeas and nays, which were taken, and are as follows:

Yeas, 39; nays 51. Not agreed to.

Those voting in the affirmative are:

Messrs. Bosemon, Briggs, Byas, Cousart, J. Davis, T. A. Davis, Duncan, Dusenbury, Elliott, Ferguson, Ford, Gaither, Gantt, Giles, Guffin, Hagood, Hardy, C. D. Hayne, J. N. Hayne, Hedges, Humphries, Hunter, Hurley, Kuh, Mickey, Nerland, O'Connell, Pendergrass, Ramsey, Reedish, Saunders, Simons, A. Smith, Sumpter, Talbert, Warley, Whipper, White and Yocom.—39.

Those voting in the negative are:

Messrs. Adamson, Allen, Bascomb, Bass, Berry, Boston, Bowley, L. Cain, E. Cain, Corwin, Dannerly, Derrick, Doyle, Ellison, Farr, Goggins, S. Greene, Harris, Hart, Holmes, Humbert, Jackson, Jamison, Jervey, Johnson, Jones, Keith, Lee, Levy, Litchfield, Lyle, Maddocks, W. J. McDowell, Miles, Mobley, Moore, Myers, Nehemias, Perry, Riv-

ers, J. P. Singleton, Smart, Sullivan, Tarlton, Taylor, W. M. Thomas, Thompson, Wallace, Williams, Wilson and Wofford.—51.

On motion of Mr. S. GREENE, the amendment by Mr. Jervay was indefinitely postponed.

Mr. JAMISON moved to further amend Section 1, on the ninth line, by striking out the words "one thousand," and inserting the words "twelve hundred."

Mr. JONES moved to amend the amendment by striking out "twelve hundred," and inserting the words "fourteen hundred and ninety-nine." Adopted.

Mr. NEHEMIAS offered as a substitute for Section 2 the following :

"For contingent fund of the Governor, \$10,000 ; for the contingent fund of the Treasurer, \$1,000 ; for the contingent fund of the Attorney-General, \$300 ; for the contingent fund of the Comptroller-General, \$300 ; for the contingent fund of the State Auditor, \$300 ; for the contingent fund of the Adjutant and Inspector General, \$300 ; for the contingent fund of the Superintendent of Education, \$300 ; for the contingent fund of the Secretary of State, \$300 ; for the contingent fund of the State Librarian, \$100. The above appropriations to be drawn on the order of the heads of the several Departments, if so much be necessary."

Mr. SIMONS moved to lay the substitute on the table.

On this Mr. BOSTON called for the yeas and nays, which were taken, and are as follows :

Yeas, 53: nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Bosemon, Bowley, Bryan, Byas, L. Cain, Cousart, Dannerly, J. Davis, T. A. Davis, Elliott, Ellison, Ferguson, Ford, Frost, Gaither, Gantt, Giles, Goggins, Hagood, Hardy, Hart, Hedges, Holmes, Hudson, Humphries, Hunter, Jackson, Jamison, Kuh, Lee, T. D. McDowell, W. J. McDowell, Mobley, Mickey, Pendergrass, Ramsay, Reedish, Saunders, Simons, J. P. Singleton, Sumpter, Talbert, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley and Whipper.—53.

Those voting in the negative are :

Messrs. Allen, Bass, Boston, E. Cain, Derrick, Duncan, Dusenbury, Garey, Samuel Greene, Jervay, Johnson, Keith, Kennedy, Litchfield, Lyle, Maddocks, Miles, Moore, Myers, Nehemias, Nerland, Perry, Shanklin, Small, Smart, Abraham Smith, R. M. Smith, Sullivan, White, Williams, Wilson and Wofford.—32.

Mr. BOSTON moved to amend Section 2 by striking out, in the first line, the word "twenty-five," and inserting in lieu thereof the word "twelve."

Mr. MOBLEY moved to indefinitely postpone the amendment

On this, Mr. BOSTON called for the yeas and nays, which were taken, and are as follows :

Yeas, 57 ; nays, 12. Agreed to.

Those voting in the affirmative are :

Messrs. Berry, Bosemon, Byas, L. Cain, Cousart, Dannerly, T. A. Davis, Derrick, Ferguson, Ford, Frost, Gantt, Giles, S. Greene, Hardy, Harris, Hart, J. N. Hayne, Hedges, Henderson, Holmes, Humphries, Hunter, Hurley, Jackson, Jamison, Jervoy, Johnson, Littlefield, Lloyd, Lyle, Maddocks, T. D. McDowell, Mobley, Moore, Mickey, Pendergrass, Perry, Ramsay, Reedish, Saunders, Simons, A. L. Singleton, Smart, R. M. Smith, Sumpter, Talbert, Taylor, W. M. Thomas, Thompson, Wallace, Warley, Whipper, Williams, Wilson, Wofford and Yocom.—57.

Those voting in the negative are :

Messrs. Boston, Bowley, E. Cain, Dusenbury, Gaither, Humbert, Jones, Keith, Myers, Nehemias, A. Smith and J. W. Thomas.—12.

On motion of Mr. WHIPPER, the business before the House was suspended temporarily.

On motion of Mr. WHIPPER, the Rule requiring the House to adjourn at 3:30 P. M. was suspended for this day.

The consideration of the Bill was resumed.

Mr. BYAS moved to amend Section 4 by adding to the Section the words "except accounts passed upon by either House of the General Assembly, which shall be paid in the usual manner." Adopted.

Mr. HURLEY moved to amend Section 5 by adding to the Section :

"For books already purchased by the State for the use of the common schools of this State thirty-four thousand and twenty dollars and fourteen cents, to be paid on the order of the Superintendent of Education." Adopted.

Mr. THOMPSON moved to amend Section 7 by striking out, in line 1, the word "twenty," and inserting the word "thirty," and by inserting, after the word "Beaufort," in line 4, the words "ten thousand of which shall be used for building a State Armory in the City of Columbia."

The amendment was not adopted.

On the question of passing Section 7 to a third reading, Mr. KEITH called for the yeas and nays, which were taken, and are as follows :

Yeas, 62 ; nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs. Allen, Andell, Bascomb, Bosemon, Bowley, Briggs, Byas, L. Cain, Cousart, James Davis, T. A. Davis, Dennis, Derrick, Duncan, Elliott, Farr, Ferguson, Ford, Frost, Gantt, Gardner, Garey, Samuel Greene, Guffin, Hagood, Hardy, C. D. Hayne, James N. Hayne, Hedges, Hen-

derson, Humphries, Hunter, Hurley, Jamison, Jones, Keith, Kennedy, Kuh, Litchfield, Littlefield, Lloyd, Lyle, Maddocks, T. D. McDowell, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Reedish, Saunders, Simons, J. P. Singleton, Small, R. M. Smith, Sumpter, Thompson, Wallace, Warley, Whipper and White.—62.

Those voting in the negative are :

Messrs. Adamson, Bass, Boston, Bryan, E. Cain, Dannerly, Doyle, Dusenbury, Ellison, Gaither, Harris, Hart, Holmes, Hudson, Humbert, Jackson, Jervey, Johnson, Lee, W. J. McDowell, Miles, Mobley, Moore, Perry, Ramsay, Shanklin, A. L. Singleton, Smart, Taylor, Williams, Wilson and Wofford.—32.

On the question of passing the Bill to a third reading, and ordering it engrossed,

Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 68; nays, 33. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr, Speaker, and Messrs Andell, Bascomb, Berry, Bosemon, Bowley, Byas, L. Cain, E. Cain, Dannerly, T. A. Davis, Dennis, Duncan, Elliott, Ellison, Ferguson, Ford, Frost, Gantt, Gardner, Giles, Goodson, Goggins, S. Greene, Guffin, Hagood, Hardy, Harris, Hedges, Henderson, Holmes, Hudson, Humphries, Hunter, Hurley, Jackson, Jamison, Johnson, Jones, Kennedy, Kuh, Lee, Littlefield, Lloyd, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Reedish, Saunders, J. P. Singleton, Smart, A. Smith, R. M. Smith, Tarlton, Thompson, Warley, Whipper, White and Wofford—68.

Those voting in the negative are :

Messrs. Adamson, Allen, Bass, Boston, Briggs, Bryan, Derrick, Doyle, Dusenbury, Gaither, Hart, James N. Hayne, Humbert, Jervey, Keith, Litchfield, Miles, Perry, Ramsay, Shanklin, Simons, A. L. Singleton, Small, Sullivan, Sumpter, Talbert, Taylor, W. M. Thomas, J. W. Thomas, Wallace, Williams, Wilson and Yocom—33.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to incorporate the Union Gold Mining Company, of South Carolina.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Also,

A Bill to authorize the formation of, and to incorporate, the Tugaloo and Chattanooga Railroad Company.

Read the first time, and referred to the Committee on Railroads.

Also, sent

Report of Committee on Claims on the account of Butler Spears.

Referred to the Committee on Claims.

Also,

Report of the Committee on Education on accounts of M. J. Cantwell, S. M. Putnam and M. D. Hadden.

Referred to the Committee on Education.

Also, returned, with concurrence,

Report of the Committee on Claims on accounts of Woodward Allen and Raymond Owens, and account of C. C. Perry.

The SPEAKER announced as the Committee on the part of the House to examine the books of the Treasurer, Comptroller General and Financial Agent, Messrs. Dennis, Gardner and Hurley, and a Message was sent to the Senate accordingly.

Mr. FROST moved that the House do now adjourn.

On this, Mr. KEITH called for the yeas and nays, which were taken, and are as follows :

Yeas, 43; nays, 61. Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Andell, Bascomb, Berry, Bosemon, Bowley, Bryan, Byas, Derrick, Doyle, Duncan, Dusenbury, Ellison, Frost, Giles, Goodson, Goggins, S. Greene, Hagood, J. N. Hayne, Holmes, Kuh, Litchfield, Lyle, Miles, Myers, Nehemias, Nerland, Perry, Saunders, Shanklin, Smart, R. M. Smith, Sullivan, Sumpter, Talbert, Taylor, W. M. Thomas, Whipper, Williams, Wilson, Wofford and Yocom.—43.

Those voting in the negative are :

Messrs. Adamson, Bass, Boston, Briggs, L. Cain, E. Cain, Corwin, Cousart, Dannerly, T. A. Davis, Dennis, Elliott, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Guffin, Hardy, Harris, Hart, C. D. Hayne, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Jervay, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, W. J. McDowell, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Simons, A. L. Singleton, J. P. Singleton, Small, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace, Warley and White.—61.

A Senate Bill to release a lien of the State upon a lot of land in the city of Charleston, owned by the South Carolina Institute for the promotion of Art, Mechanical Ingenuity and Industry, and take a similar lien upon the new hall erected by said South Carolina Institute, was taken up.

The Bill was put upon its second reading.

On motion of Mr. WHIPPER, the further consideration of the Bill was postponed, and made the Special Order for to-morrow, at 12 M.

A Bill to provide for the election of Justices of the Peace, Constables, and for other purposes being the Unfinished Business of February 15, was taken up.

The Bill was put upon its second reading.

Mr. O'CONNELL moved to strike out the enacting clause of the Bill.

Mr. RAMSAY moved to lay the motion on the table.

On this, Mr. O'CONNELL called for the yeas and nays, which were taken, and are as follows :

Yeas, 69 ; nays, 11. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Bass, Berry, Bosenon, Bowley, Bryan, L. Cain, E. Cain, Corwin, Dannerly, T. A. Davis, Derrick, Dusenbury, Ellison, Ford, Gaither, Gantt, Giles, Goodson, Hagood, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Holmes, Hudson, Humbert, Humphries, Hunter, Hurley, Jamison, Jervy, Jones, Keith, Kennedy, Lee, Litchfield, Lloyd, Lyle, Maddocks, T. D. McDowell, Miles, Moore, Mickey, Myers, Nehemias, Nerland, Perry, Ramsay, Reedish, Rivers, Saunders, Shanklin, J. P. Singleton, Smart, A. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilson and Wofford.—69.

Those voting in the negative are :

Messrs. Bascomb, Briggs, Dennis, Gardner, Guffin, Jackson, Kuh, W. J. McDowell, Mobley, O'Connell and J. P. Singleton.—11.

Mr. MYERS moved that the House do now adjourn. Not agreed to.

Mr. GUFFIN moved to lay the whole matter on the table.

Mr. HURLEY moved to postpone the further consideration of the Bill, and make it the Special Order for to-morrow, at 1 P. M.

Mr. FROST moved to make the consideration of the motion (by Mr. Hurley, the Special Order for Saturday, at 1 P. M.

Mr. HURLEY moved to make the motion (by Mr. Frost) the Special Order for Monday, February 27, at 1 P. M., and called the previous question on the motion, and the call was sustained.

On the question, "Shall the question now be put?" Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 47 ; nays, 37. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Bass, Berry, Briggs, L. Cain, E. Cain, Crews, James Davis, T. A. Davis, Ellison, Ferguson, Gaither, Gantt, Gardner, Giles, Goggins, Hardy, Harris, Hart, Hedges, Hudson, Humbert, Hunter, Hurley, Jackson, Keith, Lee, Littlefield, Lloyd, Maddocks, W. J. McDowell, Moore, O'Connell, Pendergrass, Ramsay, Reedish, Saunders,

Simons, J. P. Singleton, Small, Smart, Abraham Smith, Sumpter, J. W. Thomas, Wallace and White.—47.

Those voting in the negative are :

Messrs. Andell, Bascomb, Bosemon, Boston, Bowley, Bryan, Dannerly, Derrick, Elliott, Ford, Frost, Guffin, Hagood, James N. Hayne, Henderson, Holmes, Humphries, Jamison, Jervy, Johnson, Kuh, Lichfield, Lyle, T. D. McDowell, Myers, Nehemias, Nerland, Perry, Shanklin, A. L. Singleton, R. M. Smith, Talbert, Tarlton, Taylor, W. M. Thomas, Whipper and Wofford.—37

On the motion (by Mr. Huley) to make the consideration of the motion (by Mr. Frost) to make the motion to make the consideration of the Bill the Special Order for Friday, at 1 P. M., the Special Order for Saturday, at 1 P. M., the Special Order for Monday, at 1 P. M., (it being the main question,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 38 ; nays, 55. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bosemon, Lawrence Cain, Everidge Cain, Crews, Elliott, Ellison, Ferguson, Frost, Gaither, Gardner, Goggins, Guffin, Hedges, Hudson, Humbert, Humphries, Hurley, Jackson, Johnson, Lee, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Moore, Pendergrass, Ramsay, Reedish, Saunders, A. L. Singleton, J. P. Singleton, Small, Smart, Abraham Smith, R. M. Smith, Tarlton and William M. Thomas —38.

Those voting in the negative are :

Messrs. Allen, Andell, Bascomb, Bass, Berry, Boston, Bowley, Briggs, Bryan, Byas, Corwin, Dannerly, James Davis, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Ford, Gantt, Giles, Samuel Greene, Hagood, Hardy, Harris, Hart, James N. Hayne, Henderson, Holmes, Hunter, Jervy, Keith, Kuh, Litchfield, Lyle, Miles, Mickey, Myers, Nehemias, Nerland, O'Connell, Perry, Rivers, Shanklin, Simons, Sumpter, Talbert, Taylor, J. W. Thomas, Wallace, Warley, Whipper, White, Wilson and Wofford.—55.

Mr. FROST moved that the House do now adjourn

The SPEAKER ruled the motion not in order, for the general reason that, while the House was under the operation of the previous question, no motion was in order, and for the special reason that the House had previously, during the present session, decided the question upon an appeal from the decision of the Chair.

Mr. FROST appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?"

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 78 ; nays, 8. So the decision of the Chair was sustained.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Andell, Bascomb, Berry, Bosemon, Boston, Bowley, Briggs, Bryan, E. Cain, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Derrick, Duncan, Dusenbury, Elliott, Ellison, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, S. Greene, Guffin, Hagood, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Hurley, Jackson, Jervey, Johnson, Jones, Keith, Kuh, Litchfield, Littlefield, Lloyd, Lyle, Maddocks, W. J. McDowell, Moore, Mickey, Nerland, O'Connell, Pendergrass, Reedish, Rivers, Saunders, A. L. Singleton, J. P. Singleton, Small, Smart, A. Smith, R. M. Smith, Sumpter, Talbert, Tarlton, Taylor, W. M. Thomas, Wallace, Warley, Whipper, White, Williams, Wofford and Yocom.—78.

Those voting in the negative are :

Messrs. Bass, Byas, Frost, J. N. Hayne, Perry, Ramsay, Shanklin and Wilson —8.

The question being taken on the motion (by Mr. Hurley) to make the motion (by Mr. Frost) the Special Order for Monday, at 1 P. M., it was decided in the negative, and the previous question exhausted.

Mr. BYAS moved that the House do now adjourn.

On this Mr. JONES called for the yeas and nays, which were taken, and are as follows :

Yeas, 58 ; nays, 30. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Andell, Bascomb, Bass, Berry, Bosemon, Boston, Bowley, Briggs, Bryan, Byas, E. Cain, Cousart, Dannerly, T. A. Davis, Derrick, Duncan, Dusenbury, Elliott, Ferguson, Frost, Gantt, Garey, Giles, Goggins, S. Greene, Guffin, Hagood, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Hudson, Humphries, Kuh, Litchfield, Lyle, Miles, Mickey, Myers, Nehemias, Nerland, O'Connell, Perry, Saunders, Shanklin, R. M. Smith, Sumpter, Talbert, Taylor, Wallace, Warley, Whipper, Williams, Wilson, Wofford and Yocom—58.

Those voting in the negative are :

Messrs. J. Davis, Ellison, Ford, Gaither, Gardner, Harris, Hart, Henderson, Humbert, Hunter, Jackson, Johnson, Jones, Keith, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Moore, Pendergrass, Reedish, Rivers, A. L. Singleton, J. P. Singleton, Small, Smart, A. Smith and Thompson—30.

The House, then, at 5:20 P. M., adjourned till to-morrow, at 11 A. M.

FRIDAY, FEBRUARY 24, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading, the following :

A Senate Joint Resolution authorizing the State Treasurer to re-issue to John Phillips, executor of John Campbell, deceased, certain certificates of State stock ;

A Senate Bill to vest in the Charleston Land Company the charter of a ferry from Hamlin's Wharf, in the city of Charleston, to the following points on the Wando River, to wit: Scanlonville, Remley's Point, Venning's Landing, and Daniels' Island Landing ;

A Senate Bill to amend an Act entitled " An Act to authorize the Commissioners of Public Buildings for Williamsburg District to sell certain portions of the public grounds," passed December 22d, A. D. 1859.

The Bills were read the third time, passed, titles changed to that of Acts, and ordered to be enrolled.

Also,

A Senate Bill to charter the town of Yorkville ;

A Senate Bill to compel County Treasurers to receive County checks or warrants in payment for County taxes, and other purposes.

The Bills were read the third time, passed, and ordered to be sent to the Senate, with amendments.

Also,

A Bill to incorporate the Columbia, Walterboro and Yemasee Railroad Company ;

A Bill to amend an Act entitled " An Act to organize and govern the Militia of the State of South Carolina."

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to require and compel County Treasurers to receive County orders, checks or warrants, in payment for County taxes.

On motion of Mr. C. D. HAYNE, the Bill was laid on the table.

GENERAL ORDERS.

A Bill to provide for the election of Justices of the Peace, Constables, and for other purposes.

The question being taken on the motion (by Mr. Frost) to make the motion (by Mr. Hurley) the Special Order for Saturday, at 1 P. M., it was decided in the negative.

The question being taken on the motion (by Mr. Hurley) to make the consideration of the Bill the Special Order for to-day, at 1 P. M., it was decided in the affirmative

A Bill to incorporate certain religious institutions was taken up.

The Bill was put upon its second reading.

Mr. MYERS moved to amend Section 5, in the 4th and 5th lines, between the words "church and shall" the words "of Grahamville."

The Bill was read the second time, and ordered to be engrossed.

A Bill authorizing and empowering James C Rundlett to establish a wharf in the town of Beaufort was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill declaring the right of way across the Savannah and Charleston Railroad was taken up.

The Bill was put upon its second reading.

Mr. JONES moved to postpone the consideration of the Bill till next session.

Mr. MOBLEY moved to lay the whole matter on the table

On this Mr. MYERS called for the yeas and nays, which were taken, and are as follows :

Yeas, 10 ; nays, 71. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Gaither, Garey, Guffin, Jackson, Jones, Keith, Mobley, Ramsay and A. Smith.—10.

Those voting in the negative are :

Messrs Allen, Andell, Barker, Bascomb, Bass, Berry, Bosemon, Bowley, Briggs, Byas, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Ellison, Farr, Ford, Frost, Gantt, Gardner, Giles, Goodson, Goggins, S. Greene, J. A. Green, Hagood, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Humphries, Jamison, Jervey, Kuh, Lang, Lee, Litchfield, Littlefield, Lyle, Mead, Miles, Milton, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Perry, Shanklin, J. P. Singleton, Small, R. M. Smith, Sullivan, Sumpter, W. M. Thomas, Thompson, Wallace, White and Yocom.—71.

Pending the further consideration of the Bill, at the hour of 12 M, the House proceeded to the consideration of the

SPECIAL ORDER.

A Senate Bill to release a lien of the State upon a lot of land in the city of Charleston, owned by the South Carolina Institute for the Promotion of Art, Mechanical Ingenuity and Industry, and take a similar lien upon the new hall erected by said South Carolina Institute.

The Bill was read the second time, and ordered to be engrossed.

The consideration of the Bill previously before the House was resumed.

On motion of Mr. MYERS, Section 1 was amended as follows, by adding to the end of the Section:

“ Provided, That the said John R Dickinson and others shall not be allowed to carry passengers.”

The Bill was read the second time and ordered to be engrossed.

A Senate Bill to amend an Act entitled “ An Act to define the criminal jurisdiction of Trial Justices,” approved March 1, 1870, was taken up.

The Bill was put upon its second reading.

On motion of Mr. MYERS, Section 1 was amended by inserting after the word “ citizen,” line 4, the words “ or citizens.”

Also, in 5th line, after the word “ person.” the words “ or persons.”

Also, in sixth line, after the word “ person,” the words “ or persons.”

Also, in Section 2, by inserting after the word “ person,” first line, the words “ or persons,” and altering the Section to conform to the same.

The Bill was read the second time and ordered to be engrossed.

A Bill to provide for the appointment of a State Geologist, and an Assistant, was taken up.

The Bill was put upon its second reading.

On motion of Mr. WHIPPER, the further consideration of the Bill was postponed till the next regular session.

A Senate Bill to require the County Commissioners to report to the General Assembly was taken up.

On motion of Mr. JAMISON, Section 1 was amended by striking out all the words in the Section, after the word “ be,” on the 9th line, and inserting “ fined a sum not less than fifty, nor more than two hundred dollars.”

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution directing the State Treasurer to refund to Messrs. Risley & Creighton \$603 75, taxes over paid by them, was taken up

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to repeal an Act entitled “ An Act to amend an Act providing for the assessment and taxation of property,” was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to amend an Act to define the jurisdiction and duties of County Commissioners, was taken up.

The Bill was put upon its second reading.

On motion of Mr. MYERS, Section 1 was amended by striking out all after the word "add," in the third line, to the word "and," in the seventh line.

Also, by Mr. JAMISON, by striking out, in the fifteenth line, the words "other officer of the County," and inserting the words "one of them."

On motion of Mr. HOLMES, Section 1 was further amended by striking out, in the eighteenth line, the words "forfeit their commission or office," and inserting the words "be punished by fine or imprisonment, in the discretion of the Court, by any Court of competent jurisdiction."

On motion of Mr. MYERS, Section 2 was amended by inserting after the word "County," in the 4th line, the words "and also to post the same in three conspicuous places in the County."

On motion of Mr. JAMISON, Section 2 was further amended by striking out, in the 2d and 3d lines, the words "one hundred" and inserting the word "fifty."

The amendment recommended by the Committee, as follows, was adopted:

Strike out Sections 3 and 4; also, strike out in Section 5 all after the word "Treasurer," in second line of the Section.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution to authorize the County Commissioners of Kershaw County to levy a special tax for the purpose of building a County jail, was taken up

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to extend the town of Camden was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Camden Steam Mill Company was taken up.

The amendment recommended by the Committee to Section 5, to strike out the words "ninety-nine," and insert "twenty" was adopted.

The Bill was read the second time, and ordered to be engrossed.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Bill to make appropriation and raise supplies for the fiscal year commencing November 1, 1870, was taken up.

The Bill was put upon its second reading.

Mr. JAMISON moved to amend Section 2 by striking out, on the fourth line, the word "six," and inserting the word "five." Adopted.

Also, on same line, by striking out the word "five," and inserting the word "three" Adopted.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Bill to authorize Sylvanus Mayo to build a wharf in the town of Beaufort.

The Bill was read the third time, passed, title changed to an Act, and ordered to be enrolled.

Also,

A Bill to facilitate the punishment of crime, was taken up.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

A Bill to authorize the County Commissioners of Spartanburg, Pickens Oconee and Greenville, and the authorities of certain towns in those Counties, to provide means to meet interest on certain bonds was taken up.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

A Senate Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools in the State of South Carolina," was taken up.

The Bill was put upon its third reading.

On motion of Mr. FROST, Section 37 was amended in the thirteenth line by striking out the words "the same," and inserting the following: "the same. Each School Trustee shall receive five (5) cents per capita for each child enumerated by him, the accounts for which shall be audited by the County School Commissioner, and paid, according to law, by the County Treasurer, out of the School fund of the school district wherein the enumeration was made."

On motion of Mr. FROST, Section 48 was amended in the sixth line by striking out the word "clerk" and inserting the following: "Clerk and Superintendent of City Schools, whose term of office, duties and compensation shall be prescribed by said Board, but his term of office shall not exceed that of the Board electing him."

On motion of Mr. FROST, Section 49 was amended by striking out the words "one half of one mill" and inserting the words "one and one half of one mill."

The Bill was read the third time, passed, and ordered to be returned to the Senate, with amendments.

A Senate Bill to further amend an Act entitled "An Act providing for the assessment and taxation of propeety," was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to fund the *nulla bona* claims of Sheriffs and ex-Tax Collectors, was taken up.

The Bill was put upon its second reading.

On motion of Mr MYERS, Section 1 was amended by inserting before the word "tax," in the second line, the prefix "ex."

On motion of Mr. WHIPPER, Section 1 was further amended by adding after the word "the," on the second line, the words "claims of."

The Bill was read the second time, and ordered to be engrossed.

A Bill to prohibit the bringing of paupers into the State of South Carolina, was taken up.

The Bill was put upon its second reading.

The amendment recommended by the Committee, to Section 1, as follows, was adopted: To strike out the word "town," wherever it occurs in the Bill, and insert the word "County."

The Bill was read the second time, and ordered to be engrossed.

PAPERS FROM THE SENATE.

The Senate returned, with concurrence, a Resolution instructing Joint and Special Committees to report on Monday next.

Also sent the following:

A Bill to enforce the payment of the poll tax.

Read the first time, and referred to the Committee on Ways and Means.

A Bill authorizing the Town Council of the town of Newberry to erect a market house on a lot of land belonging to the County of Newberry.

Read the first time, and referred to the Committee on Internal Improvements.

A Bill to authorize the County Commissioners of Spartanburg, Greenville, Pickens and Oconee, and the authorities of certain towns therein, to provide means to meet interest on certain bonds.

Read the first time, and referred to the Committee on Ways and Means.

Also the following:

MESSAGE FROM THE SENATE, No 53.

IN THE SENATE, COLUMBIA, S. C., February 24, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that the enacting clause of House Bill to repeal an Act entitled "An Act to repeal the Usury Laws of this State" has been stricken out in the Senate.

Very respectfully,

(Signed)

C. W. MONTGOMERY,
President of the Senate *pro tem.*

A Bill relating to the Greenville and Columbia Railroad was taken up. The Bill was put upon its second reading.

Mr. O'CONNELL offered, as a substitute, a Bill of the same title.

Mr. FROST moved that the further consideration of the Bill and substitute be postponed, and made the Special Order for July 4.

Mr. BYAS moved to lay the motion on the table.

On this, Mr. BYAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 72; nays, 31. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Boston, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Giles, Goodson, Goggins, J. A. Greene, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lang, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Small, Smart, A. Smith, R. M. Smith, Sullivan, Tarlton, Thompson, Wallace, White and Yocom —72.

Those voting in the negative are:

Messrs Allen, Andell, Bascomb, Bass, Bosemon, Bowley, Cousart, Derrick, Dusenbury, Frost, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Jervey, Kuh, Lyle, Miles, Milton, Myers, Nehemias, Perry, Sumpter, Talbert, Taylor, W. M. Thomas, Warley, Whipper, Williams and Wofford.—31.

Mr FROST moved to postpone until July 3 the further consideration of the Bill.

Mr. FROST moved to make the consideration of the motion to postpone until July 3 the Special Order for July 2.

Mr. JONES called for the previous question on the whole matter.

On the question, "Shall the call for the previous question be sustained?"

Mr. FROST called for the yeas and nays, which were taken, and are as follows:

Yeas, 59; nays, 47. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Briggs, Bryan, Byas, Corwin, Crews, J. Davis, T. A. Davis, Elliott, Farr, Ferguson, Ford, Gaither, Gardner, Giles, Goodson, J. A. Green, Guffin, Hardy, Harris, Hart, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Johnson, Jones, Keith, Lang, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton,

Small, Smart, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—59.

Those voting in the negative are :

Messrs. Allen, Andell, Barker, Bascomb, Bass, Berry, Bosemon, Boston, L. Cain, E. Cain, Cousart, Dannerly, Derrick, Duncan, Dusenbury, Ellison, Frost, Gantt, Goggins, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Jamison, Jervy, Kennedy, Kuh, Lee, Levy, Lyle, Miles, Milton, Myers, Nehemias, Perry, R. M. Smith, Sullivan, Sumpter, Talbert, Taylor, W. M. Thomas, Warley, Whipper, Williams and Wofford.—47.

Mr. BOSEMON rose to a point of order, that the previous question called on the whole matter ended with the motion to adopt the substitute.

The Chair ruled the point of order not well taken, as the call embraced both the Bill and substitute.

Mr BOSEMON appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?"

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 70; nays, 31. So the decision of the Chair was sustained

Those voting in the affirmative are :

Messrs. Adamson, Barker, Berry, Bowley, Briggs, Bryan, Byas, Lawrence Cain, E. Cain, Corwin, Crews, Dannerly, James Davis, T. A. Davis, Elliott, Ellison, Ferguson, Ford, Gaither, Gantt, Gardner, Giles, Goodson, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Keith, Lang, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Pendergrass, Reedish, Rivers, Saunders, J. P. Singleton, Small, Smart, R. M. Smith, Tarlton, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wofford and Yocom.—70.

Those voting in the negative are :

Messrs. Allen, Andell, Bascomb, Bass, Bosemon, Boston, Derrick, Doyle, Duncan, Dusenbury, Farr, Frost, Goggins, Hagood, C. D. Hayne, James N. Hayne, Holmes, Jervy, Kuh, Levy, Miles, Milton, Nehemias, Perry, Shanklin, Sullivan, Sumpter, Talbert, Taylor, Wm. M. Thomas and Williams —31.

On the question, "Shall the main question now be put?" (the main question being the motion (by Mr. Frost) to make a former motion a Special Order for July 2d,)

On this, Mr FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 66; nays, 38. Agreed to.

Those voting in the affirmative are :

Messrs. Boston, Briggs, Bryan, L. Cain, E. Cain, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Gardner, Giles, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lang, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Small, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—66.

Those voting in the negative are :

Messrs. Adamson, Allen, Andell, Barker, Bascomb, Bass, Berry, Bosemon, Bowley, Byas, Cousart, Derrick, Doyle, Duncan, Dusenbury, Gantt, Hagood, C. D. Hayne, J. N. Hayne, Hedges, Jervy, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper and Williams—38.

Mr FROST moved to reconsider the vote just taken.

The SPEAKER ruled that the motion was not in order, as, during the operation of the previous question, no motion to reconsider was in order.

Mr. BOSEMON appealed from the decision of the Chair.

On the question "Shall the decision of the Chair be sustained?" Mr. FROST called for the yeas nays, which were taken, and are as follows :

Yeas, 73 ; nays, 25. So the decision of the Chair was sustained.

Those voting in the affirmative are :

Messrs Adamson, Barker, Berry, Boston, Bowley, Briggs, Bryan, Byas, Lawrence Cain, Corwin, Cousart, Crews, Dannerly, T. A. Davis, Elliott, Ellison, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goodson, John A. Green, Guffin, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lang, Litchfield, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Small, Smart, Abraham Smith, R. M. Smith, Sullivan, Talbert, Tarlton, William M. Thomas, J. W. Thomas, Thompson, Wallace, White and Yocom.—73.

Those voting in the negative are :

Messrs. Allen, Andell, Bass, Bosemon, Derrick, Duncan, Dusenbury, Farr, Frost, Goggins, Samuel Greene, Hagood, C. D. Hayne, James N. Hayne, Holmes, Jervy, Kuh, Lyle, Miles, Milton, Perry, Sumpter, Taylor, Warley and Williams.—25.

On the motion (by Mr. Frost) (which was the main question, to make the motion to postpone the Bill and substitute to July 3d, the Special Order for July 2d,)

Mr FROST called for yeas and nays, which were taken, and are as follows :

Yeas, 36 ; nays, 59. Not agreed to.

Those voting in the affirmative are :

Messrs Allen, Barker, Bascomb, Bass, Bosemon, Derrick, Doyle, Duncan, Dusenbury, Fros', Gantt, S. Greene, Hagood, C D. Hayne, J. N. Hayne, Hedges, Holmes, Jervy, Kuh, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, J. P. Singleton, Talbert, Taylor, Wm. M. Thomas, J. W. Thomas, Warley, Whipper, Williams and Wofford.—36.

Those voting in the negative are :

Messrs. Adamson, Andell, Berry, Briggs, Bryan, Byas, L. Cain, Corwin, Crews, Dannerly, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Giles, Goodson, Goggins, J. A. Green, Guffin, Harris, Hart, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Johnson, Jones, Keith, Lang, Littlefield, Lloyd, Maddocks, McDaniels, Mead, Mobley, Moore, Mickey, Nerland, O'Connell, Ramsay, Reedish, Rivers, Saunders, Smart, A. Smith, R. M. Smith, Sullivan, Sumpter, Tarlton, Thompson, Wallace, White and Yocom —59.

On the question, "Shall the main question now be put?" (the main question being the motion (by Mr. Frost) to postpone the consideration of the Bill and substitute to July 3d,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 63 : nays, 23. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Andell, Bass, Berry, Bosemon, Briggs, Bryan, L. Cain, Corwin, Cousart, Crews, Dannerly, Doyle, Dusenbury, Elliott, Ellison, Ferguson, Ford, Gaither, Gardner, Giles, Goodson, J A. Green, Guffin, Harris, Hart, Henderson, Hudson, Humbert, Humphries, Hurley, Jackson, Jamison, Jervy, Johnson, Keith, Kennedy, Lang, Litchfield, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Small, Smart, A. Smith, Tarlton, Taylor, Wallace and Wofford—63

Those voting in the negative are :

Messrs. Barker, Bascomb, Derrick, Duncan, Frost, Gantt, Garey, S. Greene, C. D. Hayne, Holmes, Hunter, Kuh, Lyle, Miles, Milton, Myers, Nehemias, R. M. Smith, Sumpter, Talbert, W. M. Thomas, Warley and Williams—23.

On the main question, (which was the motion to postpone the Bill and substitute till July 3d,)

Mr. FROST called for yeas and nays, which were taken, and are as follows:

Yeas, 36; nays, 67. Not agreed to.

Those voting in the affirmative are:

Messrs. Allen, Andell, Bascomb, Bass, Berry, Byas, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, Goggins, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Jervey, Kuh, Litchfield, Lyle, Miles, Milon, Myers, Nehemias, Perry, Shanklin, R. M. Smith, Sumpter, Talbert, Taylor, W. M. Thomas, Warley, Whipper, Williams and Wofford.—37.

Those voting in the negative are:

Messrs. Adamson, Barker, Briggs, Bryan, L. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Giles, Goodson, Guffin, Hardy, Hart, Hedges, Henderson, Humbert, Humphries, Hunter, Hurley, Jackson, Johnson, Jones, Keith, Kennedy, Lang, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Small, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—67.

Mr. FROST arose to a question of privilege, and desired to submit a Report.

The Chair ruled that the introduction of a Report at this time was not in order.

Mr. FROST appealed from the decision of the Chair.

Mr. FROST moved that the further consideration of the appeal be made the Special Order for January 10th, 1872.

Mr C. D. HAYNE moved to lay the motion on the table.

On this Mr. FROST called for the yeas and nays, which were taken and are as follows:

Yeas, 60; nays 22. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Barker, Bowley, Bryan, Byas, L. Cain, Corwin, Crews, T. A. Davis, Elliott, Ellison, Ferguson, Ford, Gaither, Gardner, Garey, Giles, Guffin, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Kuh, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Small, Smart, Sumpter, Tarlton, J. W. Thomas, Thompson, Wallace, Wofford and Yocom—60.

Those voting in the negative are:

Messrs. Allen, Bascomb, Bass, Boseron, Derrick, Doyle, Dusenbury,

Frost, Gantt, Holmes, Litchfield, Lyle, T. D. McDowell, Miles, Myers, Perry, Shanklin, Talbert, Taylor, W. M. Thomas, Warley and Williams—22.

Mr. FROST moved to make the consideration of the appeal the Special Order for August 1st.

Mr JAMISON moved to indefinitely postpone the motion.

Mr. FROST moved to lay the motion on the table.

On this, Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 61 ; nays, 31. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Bascomb, Bass, Berry, Bosmon, Bowley, Bryan, Byas, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Derrick, Doyle, Elliott, Ellison, Farr, Ford, Gaither, Gardner, Giles, Goodson, Goggins, Samuel Greene, John A. Green, Guffin, Hart, C. D. Hayne, J. N. Hayne, Henderson, Hudson, Humphries, Hunter, Jackson, Johnson, Kuh, Lang, Lee, Litchfield, Littlefield, McDaniels, T. D. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nehemias, O'Connell, Perry, Ramsay, Saunders, J. P. Singleton, Smart, Sumpter, Tarlton, Thompson and Wallace—61.

Those voting in the negative are :

Messrs. Andell, Barker, Lawrence Cain, Dusenbury, Frost, Garey, Haggood, Harris, Holmes, Humbert, Jamison, Jervey, Keith, Lloyd, Lyle, Maddocks, W. J. McDowell, Miles, Pendergrass, Rivers, Shanklin, Small, A. Smith, R. M. Smith, Sullivan, Talbert, Taylor, W. M. Thomas, J. W. Thomas, Warley and Wofford —31

Mr. BYAS arose to a point of order, that whilst the House was under the operation of the previous question no appeal could be entertained by the Chair.

The Chair ruled the point of order not well taken, for the reason that it was contrary to all parliamentary usage.

Mr. BYAS appealed from the decision of the Chair.

Mr. BYAS called the previous question on the appeal taken by him.

On the question "Shall the call for the previous question be sustained?"

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 47 ; nays, 22. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bryan, Byas, L. Cain, Corwin, Crews, Dannerly, T. A. Davis, Ellison, Farr, Ford, Gaither, Garey, Giles, Goodson, Goggins, John A. Green, Guffin, Harris, Hart, Henderson, Humbert, Humphries, Hunter, Jackson, Johnson, Keith, Lee, Lloyd, Maddocks, W. J. McDowell, Milton, Mobley, Moore, Mickey, O'Connell, Ramsay, Rivers,

Saunders, J. P. Singleton, Smart, A. Smith, Sumpter, Tarlton, J. W. Thomas, Warley and White.—47.

Those voting in the negative are :

Messrs. Allen, Andell, Bascomb, Bass, Derrick, Dusenbury, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Jamison, Kuh, Litchfield, Lyle, Miles, Myers, Nehemias, Shanklin, Talbert and Taylor.—22.

On the question, "Shall the main question now be put?"

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 46 ; nays, 24. Agreed to.

Those voting in the affirmative are :

Messrs Adamson, Boston, Bryan, Byas, L. Cain, E. Cain, Corwin, Crews, Dannerly, Ford, Garey, Giles, Goodson, Goggins, J. A. Green, Harris, Hart, Henderson, Humbert, Hunter, Jackson, Jamison, Johnson, Keith, Kuh, Lec, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Mobley, Moore, Mickey, O'Connell, Reedish, Rivers, Saunders, Shanklin, A. L. Singleton, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton and J. W. Thomas.—46.

Those voting in the negative are :

Messrs. Allen, Andell, Bascomb, Bass, Derrick, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Litchfield, Miles, Milton, Myers, Nehemias, Perry, Sumpter, Talbert, W. M. Thomas, Warley and Whipper.—24.

On motion of Mr. O'CONNELL, a call of the House was ordered, and sixty-four members answered to their names.

On motion, the further call was suspended.

The appeal by Mr. BYAS was withdrawn, and renewed by Mr. FROST.

On the question "Shall the decision of the Chair be sustained?"

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 68 ; nays, 16. So the decision of the Chair was sustained.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Berry, Boston, Bowley, Briggs, Bryan, Byas, E. Cain, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ford, Frost, Gaither, Gantt, Gardner, Goodson, Goggins, J. A. Green, Guffin, Harris, Hart, Hedges, Henderson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Saunders, Simons, J. P. Singleton, Smart,

A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—68.

Those voting in the negative are :

Messrs. Allen, Andell, Bosemon, Derrick, Hagood, Holmes, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Talbert, W. M. Thomas, Warley and Wofford.—16

The question being taken on the motion, (by Mr. Frost) to make the consideration of an appeal made by him the Special Order for August 1st, it was decided in the negative.

“Shall the decision of the Chair be sustained?” (being an appeal by Mr. Frost, from the decision of the Chair, ruling that the introduction of a Report was out of order),

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 61 ; nays, 17. So the decision of the Chair was sustained.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Bowley, Briggs, Bryan, Byas, Everidge Cain, Cousart, Crews, Dannerly, James Davis, T. A. Davis, Dennis, Elliott, Ellison, Ford, Gaither, Goodson, Goggins, J. A. Green, Guffin, Harris, Hart, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace, White, and Yocom.—61.

Those voting in the negative are :

Messrs. Allen, Bosemon, Boston, Derrick, Frost, Gantt, S. Greene, C. D. Hayne, J. N. Hayne, Litchfield, Myers, Nehemias, Perry, Shanklin, Wm. M. Thomas, Whipper and Williams.—17.

The question being taken on the adoption of the substitute,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 72 ; nays, 20. Adopted.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, T. A. Davis, Dennis, Elliott, Ellison, Ford, Gaither, Gantt, Gardner, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nehemias, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Shanklin, Simons, J. P. Singleton, Smart, A. Smith, R. M. Smith, Sulli

van, Tarlton, W. M. Thomas, J. W. Thomas, Wallace, Whipper and White—72.

Those voting in the negative are :

Messrs. Andell, Bass, Bosemon, Boston, Bowley, Derrick, Dusenbury, Frost, Hagood, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Milton, Perry, Talbert, Taylor, Warley and Williams—20.

On the question "Shall the main question now be put ?" (the main question, being the passage of Section 1 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 60 ; nays, 22. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Briggs, Bryan, L. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Ford, Gaither, Gantt, Gardner, Goodson, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Keith, Kennedy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, R. M. Smith, J. W. Thomas, Wallace and White.—60.

Those voting in the negative are :

Messrs. Andell, Bass, Bosemon, Bowley, Derrick, Dusenbury, Frost, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Levy, Litchfield, Myers, Nehemias, Perry, Shanklin, Talbert, Tarlton, Taylor, Warley and Whipper.—22.

On the passage of Section 1 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 55 ; nays, 29. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Briggs, Bryan, Lawrence Cain, Cousart, Crews, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ford, Gaither, Gardner, Goodson, John A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Keith, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Reedish, Saunders, Simons, J. P. Singleton, Smart, Abraham Smith, Tarlton, J. W. Thomas, Thompson, Wallace and White.—55.

Those voting in the negative are :

Messrs. Andell, Bascomb, Bass, Bosemon, Boston, Bowley, Derrick, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, James N. Hayne, Holmes, Levy, Litchfield, Milton, Myers, Nehemias,

Perry, Shanklin, R. M. Smith, Talbert, Taylor, William M. Thomas, Warley and Whipper.—29.

On the question "Shall the main question now be put?" (the main question being the passing of Section 2 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows:

Yeas, 62; nays, 29. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Jones, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace and White.—62.

Those voting in the negative are:

Messrs. Andell, Berry, Bosemon, Boston, Bowley, Derrick, Duncan, Dusenbury, Frost, Gantt, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Miles, Milton, Myers, Nchemias, Perry, Shanklin, R. M. Smith, Talbert, Taylor, Warley, Whipper and Wofford.—29.

On the passage of Section 2 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows:

Yeas, 57; nays, 33. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Ellison, Farr, Ford, Gaither, Goodson, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Jones, Keith, Kennedy, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Small, Smart, A. Smith, Sullivan, J. W. Thomas, Thompson and White.—57.

Those voting in the negative are:

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Dusenbury, Frost, Goggins, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Myers, Nchemias, Perry, Shanklin, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford—33.

On the question, "Shall the main question now be put?" (the main question being the passage of Section 3 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 57 ; nays, 31. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bowley, Bryan, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Ellison, Farr, Ford, Gaither, Garey, Goodson, Goggins, John A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Keith, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, Thompson, White and Yocom.—57.

Those voting in the negative are :

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Derrick, Doyle, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Kuh, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford—31.

On the passage of Section 3 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 58 ; nays, 27. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Bryan, L. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Harris, Hart, Hedges, Henderson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Keith, Kennedy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—58.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Derrick, Doyle, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Shanklin, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford—27.

On the question, "Shall the main question now be put?" (the main question being the passing of Section 4 to a third reading)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 64 ; nays, 29. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, Lawrence Cain, Corwin, Cousart, Crews, Dannerly, James Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Gaither, Gardner, Goodson, Goggins, John A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace, White, and Yocom.—64.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Kuh, Levy, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Shanklin, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—29.

On the passage of Section 4 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 66 ; nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, James Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, Abraham Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—66.

Those voting in the negative are :

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, Samuel Greene, Hagood, C. D. Hayne, J. N. Hayne, Kuh, Levy, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Shanklin, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—32.

On the passage of Section 5 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 60 ; nays, 30. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Kennedy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Saunders, J. P. Singleton, Smart, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—60.

Those voting in the negative are :

Messrs. Barker, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Dusenbury, Frost, S. Greene, Hagood, C. D. Hayne, Holmes, Jervey, Kuh, Levy, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Shanklin, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—30.

On the question "Shall the main question now be put?" (the main question being the passing of Section 6 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 65; nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Bowley, Briggs, Bryan, L. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom—65.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Derrick, Doyle, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford—32.

On the passing of Section 6 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 61; nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford,

Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Tarlton, Thompson, Wallace, White and Yocom.—61.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Derrick, Doyle, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—32.

On the question, "Shall the main question now be put?" (the main question being the passage of Section 7 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 57 ; nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bowley, Briggs, Bryan, Corwin, Cousart, Crews, Dannerly, T. A. Davis, Dennis, Elliott, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Reedish, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom—57.

Those voting in the negative are :

Messrs. Andell, Barker, Bascomb, Bosemon, Boston, Derrick, Doyle, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Jervy, Kuh, Levy, Litchfield, Lloyd, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford—32.

On the passage of Section 7 to a third reading.

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 64 ; nays, 33. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Keith, Kennedy, Lee, Littlefield,

Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sumpter, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—64.

Those voting in the negative are :

Messrs. Andell, Barker Bass, Boston, Bowley, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—33.

On the question "Shall the main question now be put," (the main question being the passing of Section 8 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 64 ; nays, 34. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Bowley, Briggs, Bryan, Lawrence Cain, E. Cain, Corwin, Cousart, Crews, James Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ford, Gaither, Gardner, Goodson, John A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Keith, Kennedy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—64.

Those voting in the negative are :

Messrs. Barker, Bass, Bosemon, Boston, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, W. M. Thomas, Warley, Whipper, Williams and Wofford.—34.

On the passing of Section 8 to a third reading,

Mr FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 64 ; nays 37. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. Mc-

Dowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsey, Reedish, Rivers, Saunders, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—64

Those voting in the negative are:

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford—37.

On the question "Shall the main question now be put?" (the main question being the passage of Section 9 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows:

Yeas, 63; nays, 34. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Bowley, Briggs, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, James Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, J. P. Singleton, Smart, Abraham Smith, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—63.

Those voting in the negative are:

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, Hagood, C. D. Hayne, Holmes, Jervey, Kuh, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—34.

On the passage of Section 9 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows:

Yeas, 66; nays, 37. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell,

Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Wallace, White and Yocom.—66.

Those voting in the negative are :

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—37.

On the question, "Shall the main question now be put?" (the main question being the passing of Section 10 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 64 ; nays, 35. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Bowley, Briggs, Bryan, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Tarlton, J. W. Thomas, Thompson, Wallace and Yocom.—64.

Those voting in the negative are :

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Derrick, Doyle, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—35.

On the passage of Section 10 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas 68 ; nays 35. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish,

Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom—67.

Those voting in the negative are :

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford—36.

On the question, "Shall the main question now be put?" (the main question being the passing of Section 11 to a third reading.)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 65 ; nays, 38. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Bowley, Briggs, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jervey, Johnson, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—65.

Those who voted in the negative are :

Messrs. Andell, Barker, Bascomb, Bass, Bosemon, Boston, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, Holmes, Kuh, Litchfield, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—33.

On the question of passing Section 11 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 66 ; nays, 33. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, James Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A.

Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—66.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, Hagood, C. D. Hayne, Holmes, Kuh, Levy, Litchfield, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford.—33.

On the question "Shall the main question now be put," (the main question being the passing of Section 12 to a third reading,)

Mr. FROST called for the yeas and nays, which were taken and are as follows :

Yeas, 68 ; nays, 33. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Bowley, Briggs, Bryan, Lawrence Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace, and White.—68.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Wofford and Williams.—33.

On the passage of Section 12 to a third reading,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 67 ; nays, 35. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pender-

grass, Ramsay, Reedish, Rivers, Saunders, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace and Yocom.—66.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Bowley, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford—35.

On the question, "Shall the main question now be put?" (the main question being the passing of the Bill to a third reading, and ordering it to be engrossed,)

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 69 ; nays, 33. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Bowley, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Goodson, Goggins, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace and Yocom—69.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Derrick, Doyle, Duncan, Dusenbury, Frost, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, Warley, Whipper, Williams and Wofford—33.

On the question of passing the Bill to a third reading, and ordering it to be engrossed,

Mr. FROST called for the yeas and nays, which were taken, and are as follows :

Yeas, 66 ; nays, 35. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Berry, Briggs, Bryan, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Goodson, Goggins, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervy, Johnson, Jones, Keith, Kennedy, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. Mc-

Dowell, Mead, Mobley, Moore, Mickey, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, J. P. Singleton, Smart, Abraham Smith, Sullivan, Tarlton, J. W. Thomas, Thompson, Wallace and Yocom.—67.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Bosemon, Boston, Bowley, Byas, Derrick, Doyle, Duncan, Dusenbury, Frost, Gantt, Samuel Greene, Haggood, C. D. Hayne, Holmes, Kuh, Levy, Litchfield, Lyle, Miles, Milton, Myers, Nehemias, Perry, Shanklin, Small, R. M. Smith, Sumpter, Talbert, Taylor, W. M. Thomas, Warley, Whipper, Williams and Wofford.—37.

On motion of Mr. JONES, at 10:30 P. M., the House adjourned till to-morrow, at 11 A. M.

SATURDAY, FEBRUARY 25, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of the previous day was read and confirmed.

Mr. JERVEY introduced the following Resolution :

Resolved, That when this House adjourns *sine die* the Sergeant-at-Arms be, and is hereby, instructed to take charge of all the furniture in the House of Representatives and in the various Committee rooms, and to store the same in some convenient place in the State House for safe keeping; and that he be required to make an inventory of the same, a duplicate copy of which shall be filed in the Comptroller General's Office; and that the said Sergeant-at-Arms shall deliver the keys of the place where the furniture is so stored to the Secretary of State for safe keeping.

Resolved, further, That the Sergeant-at-Arms be allowed twenty days after the adjournment of the House to comply with the foregoing Resolution; and that he be allowed, for his services so rendered, the sum of five dollars per day, which shall be paid in the same manner as the members of the General Assembly.

And be it further resolved, That the Secretary of State shall, twenty days prior to the meeting of the General Assembly, in November next,

deliver to the said Sergeant-at-Arms the key of the place where the furniture is so stored, in order that he shall fit up and prepare for the meeting of the General Assembly; and that the said Sergeant-at-Arms be required to appear and discharge the duties herein contained.

Mr. BYAS offered the following as a substitute:

Resolve 1, That the Sergeant-at-Arms be required to take an inventory of the furniture of the House of Representatives, and deliver the same to the State House Keeper, taking a receipt for the same, and that the Committee on Ways and Means provide for the compensation for the same.

On motion of Mr. R. M. SMITH, the substitute was laid on the table.

The question being taken on the question of adopting the Resolution, (by Mr. Jervey), it was decided in the affirmative.

Mr. MICKEY, from the Committee on Mines, Mining and Manufactures, reported back a Senate Bill to incorporate the Union Gold Mining Company, of South Carolina, and recommended it do pass.

On motion of Mr. GOODSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. GOGGINS presented the claims of Miss Harriet Ransom, school teacher, of Abbeville County, and John H. Ligon, for rent of school house in Abbeville County.

Referred to Committee on Claims.

Mr. RAMSAY introduced the following Concurrent Resolution:

Whereas there are important measures before this General Assembly, whose passage is necessary for the public good; and whereas under the Resolution adopted by the Senate and House, this General Assembly would have to adjourn by the 1st of March next; therefore,

Resolved by the House of Representatives, the Senate concurring, That the Resolution to adjourn by the 1st of March next be, and is hereby, rescinded, and the following be adopted as a substitute in lieu thereof:

Resolved by the House of Representatives, the Senate concurring, That this General Assembly will adjourn *sine die* on the 15th day of March, 1871.

Mr. FROST moved to lay the Resolution on the table, and called for the yeas and nays, which were taken and are as follows:

Yeas, 75: nays, 21. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Allen, Andell, Bascomb, Bass, Berry, Bosemon,

Boston, Briggs, Byas, E. Cain, Corwin, Cousart, Crittenden, Dennis, Doyle, Dusenbury, Frost, Gantt, Garey, Giles, Glover, Goggins, S. Greene, Guffin, Hagood, Harris, Holmes, Hudson, Humphries, Hurley, Jamison, Jervey, Johnson, Jones, Keith, Kuh, Lang, Lee, Levy, Lloyd, Lyle, Maddocks, McDaniels, W. J. McDowell, Miles, Milton, Moore, Nehemias, Nerland, O'Connell, Pendergrass, Perry, Reedish, Saunders, Shanklin, Simons, J. P. Singleton, Small, R. M. Smith, Sullivan, Talbert, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, Wofford and Yocom—75.

Those voting in the negative are :

Messrs. Crews, Dannerly, Elliott, Ellison, Farr, Ferguson, Gaither, J. A. Green, Hart, Hedges, Henderson, Humbert, Jackson, Littlefield, Mead, Mobley, Mickey, Ramsay, A. L. Singleton, A. Smith and Sumpter—21.

Mr. JONES introduced the following Resolution, which was adopted :

Whereas, Monday, the 27th instant, is the day set apart for the erection of the Randolph monument; and whereas, it is expected that the members of the House will participate in the same; therefore,

Resolved, That when the House adjourns, it will stand adjourned until Monday, February 27th, 7 P. M.

The SPEAKER laid before the House, the following communication :

COLUMBIA, S. C., February 24th, 1871.

To the Honorable the House of Representatives of the State of South Carolina :

MR. SPEAKER AND GENTLEMEN OF THE HOUSE: The Special Committee on the Randolph Monument, most respectfully invite your honorable body to join in the ceremonies of the erection of a monument over the grave of the late Hon B. F. Randolph, on Monday next, 27th instant, at three o'clock P. M., west of the Elmwood Cemetery, Boundary street, in this city.

Very respectfully,

(Signed)

A. J. RANSIER,
Chairman.

On motion, the invitation was accepted.

Mr. KUH, by leave, introduced,

A Joint Resolution to request the Governor to communicate with the proper authorities of the State of Georgia, with a view to a readjustment of the boundary line between the States of Georgia and South Carolina, and authorizing the appointment of three Commissioners.

Read the first time, and referred to the Committee on Internal Improvements.

Mr. JONES presented the account of S. J. Coates, for services for summoning witnesses in the matter of the impeachmeet of T. O. P. Vernon.

Referred to the Committee on Contingent Accounts.

Mr. JONES presented the account of W. K. Greenfield, for rent of Committee room.

Referred to the Committee on Contingent Accounts.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Senate Bill to incorporate the town of Florence was taken up.

The Bill was put upon its second reading.

On motion of Mr. KEITH, Section 2 was amended by striking out on the third and fourth lines the words "three-fourths of a," and inserting in lieu thereof the word "one."

On motion of Mr. KEITH, Section 4 was amended by striking out on the second line the word "eight," and inserting in lieu thereof the word "six;" also, by striking out on the same line the word "four," and inserting in lieu thereof the word "six."

On motion of Mr. KEITH, Section 12 was amended by striking out, in second line, the word "one," and inserting the word "two."

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to alter and amend the charter of the town of Darlington, was taken up.

The Bill was put upon its second reading.

On motion of Mr. KEITH, Section 2 was amended by striking out all the words in the Section after the word "one," on third line, and inserting the following: "One and one-half mile from the Court House except on the north, north-east, east and north-west sides, which shall be bounded by Swift Creek and Indian Branch."

On motion of Mr. KEITH, Section 4 was further amended by striking out, in second line, the word "eight" and inserting the word "six."

Also, by striking out, in the same line, the word "four" and inserting "six."

The amendment recommended to Section 6, as follows: Strike out all of Section 6 down to the word "and," in the fifth line of the manuscript copy of the Bill, and insert in lieu thereof the words "Intendant or acting Intendant, after being duly elected and qualified, shall, during his term of service, be vested with all powers heretofore granted in this State to Magistrates," was adopted.

On motion of Mr. KEITH, Section 10 was amended by striking out on the second line the word "twenty," and inserting in the word "fifty."

On motion of Mr. KEITH, Section 12 was amended by striking out on the second line the word "one," and inserting the word "three or more."

Section 12 was passed to a third reading.

Pending the further consideration,

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading, the following :

A Joint Resolution directing the State Treasurer to refund to Messrs. Risley & Creighton \$603.75, taxes over paid by them.

The Joint Resolution was read the third time, passed, and ordered to be sent to the Senate.

A Bill relating to the Greenville and Columbia Railroad.

The Bill was read the third time.

On the question of passing the Bill, and ordering it to be sent to the Senate, the yeas and nays were ordered, pursuant to Section 7, Article IX of the Constitution, resulting as follows :

Yeas, 77 ; nays, 23. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Bryan, Briggs, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Gaither, Gantt, Gardner, Garey, Giles, Glover, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jervay, Jones, Keith, Kennedy, Lang, Lee, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, A. L. Singleton, J. P. Singleton, Smart, A. Smith, Sullivan, Sumpter, Tarlton, J. W. Thomas, Thompson, Wallace, White and Yocom.—77.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Allen, Andell, Bass, Rosemon, Crittenden, Doyle, Duncan, Dusenbury, Frost, Hagood, Holmes, Hurley, Litchfield, Lyle, Miles, Perry, Shanklin, Small, R. M. Smith, Talbert, Taylor and Wofford.—23.

Mr. KUH stated that had he been present when the vote was taken he would have voted in the negative.

The following paper was presented to be entered on the Journal :

We, the undersigned, vote "No" upon the Bill relating to the Greenville and Columbia Railroad Company, and herewith record our reasons for so doing :

1st. Because we believe that it is a wilful and deliberate attempt on the part of those in whose interest the Bill was framed, to enrich themselves at the expense of the State.

2d. Because the State has already a lien upon the Greenville and Co-

lumbia Railroad Company, equal in amount to the present value of the road, and for the additional \$2,000,000 sought to be obtained by the passage of this Bill, the State will receive no security whatever.

3d. Because the present owners of the road having possessed themselves of all the stock the State owned in the road at a nominal price, and are now enjoying all the benefits and advantages accruing therefrom, therefore they are not entitled to any aid or assistance from the State.

4th. Because the effects of its passage will be to injure the credit of the State abroad, which even now does not rest upon the most secure and substantial basis, owing, we fear, to the mismanagement and cupidity of those to whom the affairs of State were entrusted.

5th. Because we believe it will inflict upon the Republican party of the State a degree of censure and reproach not easily borne. It increases taxation that has already reached a burdensome and oppressive amount; it reflects severely upon those having the controlling power in the General Assembly, and whose duty it was and is to prevent the passage of those iniquitous and atrocious measures.

Finally, We most earnestly protest against the means used by the majority of the members of the House of Representatives to secure the passage of the Bill. Under the "previous question," which was called upon the entire Bill, no opportunity was offered those in the opposition to discuss, amend or change any of the odious provisions which the Bill so abundantly contained.

(Signed)

F. H. FROST.
O. R. LEVY.
BENJ. A. BOSEMON, Jr.
CHARLES S. KUH.
CHAS. J. ANDELL
JAMES N. HAYNE.
C. D. HAYNE.

Also, a Senate Bill to release the lien of the State upon a lot of land in the city of Charleston, owned by the South Carolina Institute for the promotion of Art, Mechanical Ingenuity, &c.

The Bill was read the third time, passed, title changed to an Act, and ordered enrolled.

Also, a Bill to charter the Yemasee and Millen Railroad Company, in the State of South Carolina.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also, a Bill declaring the right of way across the Savannah and Charleston Railroad.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also, a Senate Joint Resolution to provide for the publication of the decisions of the Supreme Court, delivered during the years 1868, 1869 and 1870.

The Joint Resolution was read the third time, passed, and ordered enrolled.

Mr. DOYLE, by leave, introduced,

A Bill to provide for the establishment of an Agricultural College.

Read the first time, and referred to the Committee on Education.

PAPERS FROM THE SENATE.

The Senate sent to this House,

A Bill to incorporate the Healing Springs Baptist Church, in Barnwell County, South Carolina.

Read the first time, and referred to the Committee on Charitable and Religious Institutions.

Also, returned, with amendments,

A Bill to establish a new Judicial and Election County, from portions of the Counties of Barnwell, Edgefield, Lexington and Orangeburg, to be known as Aiken County.

On motion of Mr. C. D. HAYNE, the amendments were concurred in.

Ordered, That the title of the Bill be changed to an Act, and ordered to be enrolled.

The consideration of a Senate Bill to alter and amend the charter of the town of Darlington, was renewed.

The second reading of the Bill, at Section 13, was continued.

On motion of Mr. KEITH, Section 13 was amended by inserting between "power" and "to," the following: "to erect a market house and provide regulations for the same: *Provided*, That no market house is erected upon the public square, so as to endanger, by its proximity, or the material of which it is constructed, any other public building, and they shall also have power."

The amendment recommended by the Committee to Section 16, as follows, was adopted, to strike out in the 9th and 14th lines the words "make and."

The Bill was read the second time and ordered to be engrossed.

A Senate Bill to incorporate the Pleasant Grove Baptist Church, in Darlington, S. C., was taken up.

The Bill was read a second time and ordered to be engrossed.

Mr. WHIPPER, from the Committee on Ways and Means, reported back a Senate Joint Resolution making an appropriation of \$47,000, for the completion of the State Lunatic Asylum, and for other purposes, and recommended it do pass.

On motion of Mr. HURLEY, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

A Bill to recharter the Cypress Causeway was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to amend an Act entitled "An Act to incorporate the Homestead, Building, Planting and Loan Association of South Carolina," was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to charter the North Western Railroad Company in the State of South Carolina, was taken up.

The Bill was put upon its second reading.

On motion of Mr. L. CAIN, Section 1 was amended by inserting after the word "Railroad," where it occurs the second time, on line two, the words "*via* Edgefield Court House."

On motion of Mr. L. CAIN, Section 1 was further amended by inserting after the word "Montgomery," in the eighth line, the names "S. W. Nicholson, John Hewit, G. M. Dunovant, David Harris, Sr., W. H. Jones, Lawrence Cain, Benjamin Byas, C. D. Hayne, S. J. Lee, H. W. Addison, W. J. Whipper."

On motion of Mr. BOSTON, Section 1 was further amended by inserting after the word "Thayer," in the seventh line, the names "P. A. Eichelberger, P. Simpkins, A. S. Singleton, Augustus Harris, Z. Platt, P. G. Rachell, E. P. C. Wood, Henry Wessels, Milledge Hankerson, Leroy F. Youmans, Thomas C. Morgan."

Section 1 was passed to a third reading.

On motion, the further consideration of the Bill was suspended, in order to allow the introduction of a Report.

Mr. DUNCAN, from the Special Joint Committee, submitted the following

REPORT.

The Joint Committee appointed to enquire into and Report upon the expediency of contracting with the Southern Domestic Gas Light Company for lighting the State House, beg leave, respectfully, to Report:

That they have assiduously discharged the duty assigned to them, and submit the following as the result of their investigation:

The gas bills charged against the State House by the Columbia Gas Company, from the first day of March, 1870, which was the day of the final adjournment of the last General Assembly, to the first day of December following, aggregated \$875, or an average of \$97.22 per month. This, it will be remembered, embraces all the summer months, during which little or no light was required or used. The bills for December,

1870, and January, 1871, are respectively \$175 and \$156, or thereabouts, or an average of \$165 per month. During these latter months the consumption of gas averaged 20,000 feet, which is a large increase upon the preceding months, and is attributable, of course, to the fact that the Hall of the General Assembly and the Committee and Clerks' rooms thereof, were more or less illuminated nightly in consequence of the present session of the Legislature. Taking these facts as a basis, and assuming that the General Assembly would remain in session three months during the year, the gas bills would average \$114 per month, or an aggregate of \$1,369 per year; the cost of gas being from \$7 to \$9 per thousand feet.

In connection with the subject matter of inquiry with which the Committee was charged, they put themselves into direct communication with the representatives and agents of the Southern Domestic Gas Light Company, and personally viewed and carefully scrutinized the operations of the machinery used by said Company for the generation and manufacture of gas, and which is known as the Doty Gas Generator, said machinery being on exhibition at Irving's Hall, in this city, where it has been constantly in use for some weeks past, with most satisfactory results. By this process your Committee are perfectly satisfied that the State House can be illuminated as safely and effectively as it now is by the Columbia Gas Light Company, at considerably less than one-fourth the present cost, as will appear by the statement of the following facts:

First. These gas generators have been, for some time past, and are now, in use in many States of the Union, and have been demonstrated by the most careful experiments, to be perfectly free from danger, by no means injurious to health, and the machinery employed is so simple that a child of ordinary intelligence can work it. No fire is used in the manufacture of this gas, as the machine generates it without this agency, and the gasoline, which is the material employed, is not liable to explosion or ignition, except under the most extraordinary circumstances, and never more so than the coal or rosin gas used in this and other cities.

Second. The machine is perfectly simple in all its details, is durable in all its parts, and the only attention which it needs is winding it up and feeding the supply, both of which can be done by a child, and is only necessary once or twice a week, the whole operation requiring but a few moments of time for its performance.

Third. The gasoline is obtainable in inexhaustible quantity, and costs, delivered here, about \$15 per barrel of 48 gallons. As each gallon manufactures 1,000 feet of gas of a density only one-eighth less than that now used, every barrel will supply 16,000 feet of gas at a cost of \$15, or the equivalent of 14,000 feet of the gas now used, and for which \$7 per thousand is paid, an obvious economy of very nearly six dollars per thousand. In other words, one brrrel of gasoline will supply as much safe, effective

and brilliant gas, by the use of the machine in question, for \$15, as is furnished by the present arrangements for illuminating the State House, at a cost of \$112, or nearly six times as much. The same pipes and fixtures are used by the one as by the other, and hence the machine can be applied directly to the main pipe without any further change being necessary. The only additional cost, necessitated in its employment in the State House, should the General Assembly determine upon this, being in the erection of an out-building about ten ten feet square, which can easily be done for two hundred dollars. The whole cost of putting into operation a machine of sufficient capacity to illuminate the State House and protect the apparatus, would not exceed two thousand dollars, an expense which the economy thereby effected would amply repay in two years, and thenceforward, the gas would be supplied at less than one-fourth what it would probably cost the State through any other agency under the most favorable circumstances.

Your Committee have been thus explicit in the report of their investigation of this matter, because they are deeply impressed with the advantage offered by this method of supplying the gas for the use of the State House, and solicitous of adopting an obvious plan of desirable economy; and, in conclusion, unanimously recommend the adoption of the following Joint Resolution.

(Signed)

W. E. ROSE,
H. CARDOZO,
P. J. O'CONNELL,
S. B. THOMPSON,
D. R. DUNCAN.

A Joint Resolution authorizing the Secretary of State to contract with the Southern Domestic Gas Light Company, for the illumination of the State House and public offices therein.

The Joint Resolution was read the first time, and ordered to be printed and lie over for a second reading.

Mr. JERVEY, from the Special Joint Committee, appointed to ascertain what disposition had been made of the Blue Ridge Railroad Bonds, endorsed by the Comptroller General, submitted a Report.

Pending the consideration of which, at the hour of 3:30 P. M., the SPEAKER declared the House adjourned till Monday next, at 7 P. M.

MONDAY, FEBRUARY 27, 1861.

Pursuant to adjournment, the House met at 7 P. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Saturday was read and confirmed.

GENERAL ORDERS.

Report of the Special Joint Committee to ascertain the disposition of bonds of the Blue Ridge Railroad, being the unfinished business of February 25, was taken up.

The reading of the Report was continued.

On motion of Mr. R. M. SMITH, the reading of the testimony was dispensed with, and the further consideration of the Report was made the Special Order for to-morrow, at 1 P. M.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back the following, and recommended that they do pass:

A Bill to incorporate the Port Royal Ferry Company, of South Carolina ;

A Bill to recharter Maxwell's Bridge over the Seneca River, in Oconee County ;

A Bill to repeal the charter of Rantowle's Bridge, and to make the same a public highway ;

A Bill to establish Big House Ferry, in Beaufort County ;

A Bill to charter the Jacksonboro Ferry ;

A Senate Bill to change the name of the Gap Creek and Middle Saluda Turnpike Company, and to amend and renew the charter thereof ;

A Senate Bill to establish a Ferry across the Catawba River, near the late John S. Perry's Mill, and for other purposes.

On motion of Mr. GOODSON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

PAPERS FROM THE SENATE.

The Senate returned, with amendments,

A Bill to regulate the manner of drawing juries.

The amendment to Section 1 was concurred in.

Mr. WHIPPER moved that a message be sent to the Senate, informing that body that the House respectfully refuses to concur in amendments to Section 4.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 52; nays, 40. Agreed to.

Those voting in the affirmative are :

Messrs. Andell, Bryan, Byas, Lawrence Cain, Everidge Cain, Corwin, Cousart, Dannerly, Elliott, Gaither, Gantt, Gardner, Garey, Goggins, S. Greene, Hagood, Harris, Hart, J. N. Hayne, Hedges, Humbert, Humphries, Jackson, Jamison, Johnson, Jones, Lee, Levy, McDaniels, T. D. McDowell, W. J. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nerland, Ramsay, Reedish, A. L. Singleton, J. P. Singleton, Small, Smart, A. Smith, Sullivan, Tarlton, J. W. Thomas, Wallace, Warley, Whipper, White and Yocom.—52.

Those voting in the negative are :

Messrs. Allen, Bass, Bosemon, Boston, Bowley, Briggs, J. Davis, Dennis, Derrick, Doyle, Duncan, Dusenbury, Ellison, Farr, Ferguson, Ford, Frost, Giles, Goodson, Guffin, Hardy, C. D. Hayne, Holmes, Hunter, Jervey, Keith, Lang, Litchfield, Mead, Miles, Nehemias, O'Connell, Pendergrass, Shanklin, Simons, R. M. Smith, Sumpter, Talbert, Taylor and Williams.—40.

On motion of Mr. YOCOM, the House refused to concur in the amendment to Section 21.

On motion of Mr. WHIPPER, the House refused to concur in the amendments to Section 27.

Also, the House refused to concur in amendments to Sections 30 and 37.

A message was sent to the Senate accordingly.

The several other amendments were concurred in.

A Senate Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, and to grant to the persons therein named, and their associates, the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina, for phosphate rocks and phosphatic deposits, was taken up.

The Bill was put upon its second reading.

Mr. MYERS moved to amend Section 1 by striking out the names "Geo. Lewis, James Emmons, Mark Warrenton, Wm. F. Pierce, Daniel J. Duvall, Henry Sprigings, F. L. Cardozo, Lewis Pesten, H. H. Montgomery, John Sparr, E. E. Daniels, Augustus Parsons and Geo. Sawyer."

Mr. JONES called the previous question, and the call was sustained.

On the question, "Shall the main question now be put?"

Mr. ELLIOTT called for the yeas and nays, which were taken, and are as follows ;

Yeas, 16; nays, 57. Not agreed to.

Those voting in the affirmative are :

Messrs. Boston, Bowley, Byas, Crews, Ferguson, Frost, Gantt, Samuel Greene, J. N. Hayne, Hedges, Holmes, Jervay, Jones, Lee, Myers, Nehemias, Nerland and W. M. Thomas—16.

Those voting in the negative are :

Messrs. Allen, Andell, Bass, Briggs, Bryan, L. Cain, E. Cain, Corwin, Dannerly, J. Davis, Derrick, Doyle, Dusenbury, Elliott, Ellison, Farr, Ford, Gaither, Gardner, Garey, Goggins, Guffin, Hardy, Hart, Humbert, Hunter, Jackson, Jamison, Johnson, Keith, Kuh, Levy, Lyle, McDaniels, T. D. McDowell, W. J. McDowell, Miles, Mobley, Moore, O'Connell, Ramsay, Reedish, Rivers, Shanklin, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, A. Smith, Taylor, J. W. Thomas, Wallace, Warley, White, Williams and Yocom—57.

Mr. WHIPPER moved to make the further consideration of the Bill the Special Order for December 22, 1871.

Mr. GUFFIN moved that the House do now adjourn.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 39 ; nays, 46. Not agreed to.

Those voting in the affirmative are :

Messrs. Allen, Bass, Briggs, Bryan, Corwin, Dannerly, Derrick, Dusenbury, Elliott, Ellison, Farr, Ford, Giles, Goodson, Samuel Greene, Guffin, Hardy, James N. Hayne, Hedges, Humbert, Jervay, Johnson, Lee, Lyle, McDaniels, W. J. McDowell, Miles, Mobley, Moore, Mickey, Nerland, O'Connell, Pendergrass, Ramsay, J. P. Singleton, Small, Smart, White and Yocom.—39.

Those voting in the negative are :

Messrs. Andell, Bosemon, Boston, Bowley, Byas, L. Cain, E. Cain, Crews, James Davis, Doyle, Duncan, Ferguson, Frost, Gaither, Gantt, Gardner, Garey, Goggins, Harris, Hart, C. D. Hayne, Holmes, Humphries, Hunter, Jackson, Jamison, Jones, Keith, Levy, Milton, Myers, Nehemias, Reedish, Rivers, Shanklin, Simons, A. Smith, A. L. Singleton, Sumpter, Talbert, Taylor, W. M. Thomas, J. W. Thomas, Wallace, Warley and Whipper.—46.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported back the following as duly and correctly engrossed for a third reading :

A Bill to fund the *nulla bona* claims of Sheriffs and ex-Tax Collectors;

A Bill authorizing and empowering James C. Rundlett to establish a wharf in the town of Beaufort.

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Also, a Senate Bill to require the County Commissioners to report to the General Assembly.

The Bill was read the third time, passed, and ordered to be returned to the Senate with amendments.

Also, a Bill to grant, renew and amend the charters of certain towns and villages therein mentioned.

The Bill was put upon its third reading.

On motion of Mr. GOODSON, Section 38 was amended by striking out, second line, the word " March " and inserting the word " April "

On motion of Mr. C. D. HAYNE, Section 46 was amended by striking out all after the word " months," on third line, and inserting the word " months."

The Bill was read the third time, and ordered to be sent to the Senate.

Mr. WHIPPER, from the Committee on Ways and Means, reported back the following, and recommended that they do pass:

A Joint Resolution authorizing the State Treasurer to pay L. A. Bigger \$12,000;

A Bill to amend and extend the charter of the Planters' and Mechanics' Bank, of South Carolina;

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill and Joint Resolution.

The Bill and Joint Resolution were ordered to lie over for a second reading.

The Bill previously under discussion was resumed.

Mr. C. D. HAYNE moved to suspend the business before the House, in order to allow the introduction of a Resolution.

Mr. WHIPPER moved to make the consideration of the motion to suspend the Special Order for to-morrow, at 2 P. M.

Mr. JAMISON called the previous question.

The call was sustained.

Pending the consideration of the motion, (by Mr. Whipper,)

Mr. WHIPPER having the floor, at 10:45 P. M., there being no quorum present,

Mr. MYERS moved that the House do now adjourn.

Agreed to; and the House adjourned till to-morrow, at 11 A. M.

TUESDAY, FEBRUARY 28, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The House being under the operation of the previous question, (the business being a motion (by Mr. Whipper) to postpone, until this day, at 2 P. M., the consideration of the motion (by Mr. C. D. Hayne) to suspend the business before the House, in order to allow the introduction of a Resolution,)

The question being taken, it was decided in the negative.

The motion to suspend (by Mr. C. D. Hayne) was agreed to, and the previous question was exhausted.

Mr. YOCOM introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That the Resolution to adjourn *sine die* by the 1st of March, be, and is hereby, rescinded, and the following be adopted as a substitute in lieu thereof :

Resolved by the House of Representatives, the Senate concurring, That the General Assembly will adjourn *sine die* on the 7th day of March, 1871.

Mr. JONES moved to lay the Resolution on the table.

Mr. YOCOM called the previous question on the whole matter, and the call was sustained.

On the main question, (which was the motion (by Mr. Jones) to lay the Resolution on the table,)

Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 45 ; nays, 48. Not agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Allen, Barker, Bascomb, Bass, Bosemon, Boston, Bowley, Briggs, Byas, L. Cain, E. Cain, Cousart, Crittenden, Derrick, Doyle, Dusenbury, Ellison, Farr, Gantt, Goggins, S. Greene, Guffin, Haggood, C. D. Hayne, J. N. Hayne, Holmes, Hurley, Johnson, Jones, Litchfield, Logan, Lyle, T. D. McDowell, Miles, Myers, Nehemias, Perry, Small, R. M. Smith, Sullivan, Talbert, Taylor, Whipper and Wofford—45.

Those voting in the negative are :

Messrs. Bryan, Corwin, Crews, Dannerly, Duncan, Elliott, Ferguson, Ford,

Gaither, Gardner, Garey, Giles, Hardy, Hart, Hedges, Henderson, Hudson, Humbert, Humphries, Hunter, Jamison, Keith, Kennedy, Kuh, Lang, Lee, Levy, Lloyd, Maddocks, McDaniels, Mobley, Moore, Mickey, Nerland, Pendergrass, Ramsay, Rivers, Saunders, Shanklin, A. L. Singleton, Smart, Sumpter, W. M. Thomas, J. W. Thomas, Wallace, Warley, Williams and Yocom—48.

On the question of adopting the Resolution, and ordering it to be sent to the Senate,

Mr. MYERS called for the yeas and nays, which were taken, and are as follows :

Yeas, 53 ; nays, 42. Adopted.

Those voting in the affirmative are :

Messrs. Adamson, Bryan, Corwin, Cousart, Crews, Crittenden, Dannerly, Dennis, Duncan, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Garey, Goggins, J. A. Green, Guffin, Hardy, Hart, Hedges, Hudson, Humbert, Humphries, Hunter, Jamison, Keith, Kennedy, Kuh, Lang, Littlefield, Maddocks, McDaniels, Mobley, Moore, Mickey, O'Connell, Pendergrass, Perry, Ramsay, Reedish, Rivers, Saunders, A. L. Singleton, Smart, Sumter, Taylor, W. M. Thomas, J. W. Thomas, Warley, Williams and Yocom—53.

Those voting in the negative are :

Messrs. Allen, Barker, Bascomb, Bass, Berry, Bosemon, Boston, Bowley, Briggs, Byas, L. Cain, E. Cain, Derrick, Dusenbury, Gantt, Giles, S. Greene, Hagood, C. D. Hayne, J. N. Hayne, Holmes, Hurley, Johnson, Jones, Lee, Levy, Litchfield, Lloyd, Logan, Lyle, T. D. McDowell, Miles, Myers, Nehemias, Nerland, Small, R. M. Smith, Sullivan, Talbert, Wallace, Whipper and Wofford—42.

The consideration of a Senate Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, and to grant to the persons therein named and their associates the right to dig and mine in the beds of the navigable stream and waters of the State of South Carolina, for Phosphate Rocks and Phosphatic Deposits, was resumed.

The question being taken on the motion (by Mr. Whipper) to postpone until December 22d, was not agreed to.

The amendment (by Mr. Myers) to Section 1, was considered.

On motion of Mr. JAMISON, the Bill was recommitted to the Committee, with instructions to report to-morrow.

Mr. CREWS presented the account of P. F. Frazee, for services rendered in the matter of impeachment of T. O. P. Vernon.

Referred to the Committee on Contingent Accounts.

Mr. C. D. HAYNE, by leave, introduced

A Bill to authorize and require the County Commissioners of Barnwell to establish a road from Blackville to Allendale.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Mr. SIMONS presented the account of the Columbia Gas Company. Referred to the Committee on Contingent Accounts.

Mr. HURLEY, from the Committee on Railroads, reported back a Senate Bill to authorize the formation, and to incorporate, the Tugaloo and Chattanooga Railroad Company, and recommended it do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. HAGOOD, from the Committee on Charitable and Religious Institutions, reported back a Senate Bill to incorporate the Healing Spring Baptist Church, in Barnwell County, South Carolina, and recommended it do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back Report of Senate Committee on Claims on the account of Butler Spears, and recommended concurrence.

On motion of Mr. JAMISON, the Report was adopted, and ordered to be returned to the Senate.

Mr. E. CAIN, by leave, introduced

A Bill to vest in the Attorney-General of the State all the powers heretofore conferred upon the State Constable.

Read the first time, and referred to the Committee on the Judiciary.

Mr. WHIPPER, by leave, introduced

A Bill to incorporate the Beaufort and Columbia Railroad.

Read the first time, and referred to the Committee on Railroads.

GENERAL ORDERS.

A Bill to charter the North Western Railroad Company, in the State of South Carolina, was taken up.

The second reading of the Bill at Section 2 was continued.

On motion of Mr. L. CAIN, the vote whereby Section 1 was passed to a third reading was reconsidered.

On motion of Mr. L. CAIN, Section 1 was amended by adding the following names to the list of incorporators: "Ransom Timmerman, Jesse Timmerman and D. C. Tompkins."

The Bill was read the second time, and ordered to be engrossed.

A Bill to provide for the election of Justices of the Peace, Constables, and for other purposes, was taken up.

The Bill was put upon its second reading.

The amendment to Section 1 (by Mr. L. Cain) to strike out "1st Tuesday in May, 1871," and insert "3d Wednesday in October, 1872," was considered.

On motion of Mr. JERVEY, the amendment was indefinitely postponed.

Mr. JAMISON moved to amend by striking out, in second and fourth lines, the "1st Tuesday," and inserting "3d Wednesday." Agreed to.

On motion of Mr. REEDISH, Section 3 was amended by inserting after the words "court house," on line one, the words "or incorporated towns containing two hundred or more inhabitants."

On motion of Mr. THOMPSON, Section 4 was amended by striking out, in the fifth line, the word "nine," and inserting the word "six," and on the sixth line, by striking out "four," and inserting "six."

On motion of Mr. JERVEY, Section 5 was amended by striking out, on the first line, the word "four" and inserting "six."

On motion of Mr. JERVEY, Section 7 was amended by striking out, on the fourth line, the word "thousand," and inserting the word "hundred."

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution authorizing the Attorney General to purchase a fire proof safe, for the use of the Attorney General's Office, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to incorporate the Thomas Guards, of Green Pond, Colleton County, was taken up.

The Bill was read the second time, and ordered to be engrossed.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed, and ready for a third reading, the following:

A Senate Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870.

The Bill received its third reading.

Mr. MYERS moved to amend Section 2, by striking out the word "Penitentiary," and inserting in lieu thereof the words "County Jail." Agreed to.

The Bill was read the third time, passed, and ordered to be returned to the Senate, with amendments.

Also,

A Bill to repeal an Act entitled "An Act to amend an Act providing for the assessment and taxation of property ;"

A Bill to prohibit the bringing of paupers into the State of South Carolina ;

A Joint Resolution to authorize the County Commissioners of Kershaw County to levy a special tax for the purpose of building a jail ;

A Bill to incorporate certain Religious Institutions ;

A Bill to re-charter the Cypress Causeway ;

A Bill to amend an Act entitled " An Act to incorporate the Homestead Building and Loan Association of South Carolina."

The Bills and Joint Resolution were read the third time, passed, and ordered to be sent to the Senate.

Also,

A Senate Bill to amend an Act to define the jurisdiction and duties of the County Commissioners.

The Bill was read the third time, passed, and ordered to be returned to the Senate, with amendments.

Also,

A Senate Bill to extend the limits of the Town of Camden ;

A Senate Bill to incorporate the Pleasant Grove Baptist Church, in Darlington County, South Carolina.

The Bills were read the third time, passed, titles changed to Acts, and ordered to be enrolled.

SPECIAL ORDER FOR 1 P. M.

Report of Special Joint Committee to ascertain the disposition of bonds of the Blue Ridge Railroad.

On motion of Mr. JERVEY, the Report was received as information, and the Committee discharged.

A Bill to incorporate the Gowensville Lodge, No 107, A. F. M., of South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to change the name of the Gap Creek and Middle Saluda Turnpike Company, and to amend and renew the charter thereof, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution authorizing the County Commissioners of Lancaster County to levy a special tax was taken up

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to perfect titles to certain town lots in the Town of Walhalla was taken up.

The Bill was read the second time and ordered engrossed.

A Bill to incorporate the Walhalla Hook and Ladder Company, of Walhalla, S. C., was taken up

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to amend the charter of the German Evangelical Lutheran Church, of Charleston, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to empower, authorize and require the County Commissioners of Orangeburg County to build a bridge across the North Fork of Edisto River, and establishing a road therefrom to the town of Branchville, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Shiloh Camp Ground Society, of St. Matthew's Parish, Orangeburg County, was taken up.

The Bill was read the second time, and ordered to be engrossed.

PAPERS FROM THE SENATE.

The Senate returned, with concurrence,

Resolution rescinding the action of adjournment March 1st, and extending the same to March 7th.

Also, sent the following:

A Bill relative to the fees of the State Land Commission.

Read the third time, and referred to the Committee on Public Lands.

A Bill to amend an Act entitled "An Act to better protect holders of insurance policies in this State."

Read the first time, and referred to the Committee on Ways and Means.

A Bill to renew the charter of the ferry known as Ashpoo Ferry.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

A Bill to define and regulate the jurisdiction of the Police Court of the City of Charleston.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to amend an Act regulating the fees of Sheriffs, and other officers therein named, and for other purposes.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to amend an Act entitled an "An Act providing for the General Elections, and the manner of conducting the same," approved March 1, 1870.

Read the first time, and referred to the Committee on Privileges and Elections.

A Joint Resolution authorizing the State Treasurer to re-issue a certain certificate of State stock to R. B. Mills.

Read the first time, and referred to the Committee on Ways and Means.

A Joint Resolution authorizing the State Treasurer to re-issue certain certificates of State stock.

Read the first time, and referred to the Committee on Ways and Means.

A Joint Resolution authorizing the State Treasurer to re-issue a certain certificate of State stock to R. L. North, Executor of Elizabeth E. North, deceased.

Read the first time, and referred to the Committee on Ways and Means.

A Senate Joint Resolution making an appropriation of \$47,000 for the completion of the State Lunatic Asylum, and for other purposes, was taken up.

The Joint Resolution was put upon its second reading.

Mr. WHIPPER moved to amend Section 1, by adding to the Section,

“ Provided, That a contract shall be entered into between the Board of Regents and the contrator, specifying definitely the work to be done, and the manner of doing the same, and the said contract to be approved according to law, before any portion of the appropriation is paid.”

A debate ensued, pending which, at the hour of 3:30 P. M., the SPEAKER declared the House adjourned till to-morrow at 11 A. M.

WEDNESDAY, MARCH 1, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. E. J. Adams, of Charleston.

The Journal of the previous day was read and confirmed.

GENERAL ORDERS.

A Senate Joint Resolution making an appropriation of \$47,000 for the completion of the State Lunatic Asylum, and for other purposes, being the unfinished business of yesterday at the hour of adjournment, was taken up.

The consideration of the amendment proposed (by Mr. Whipper) to Section 1 was resumed.

The question being taken on the adoption of the amendment,
Mr. WHIPPER called for the yeas and nays, which were taken, and are as follows :

Yeas, 85 ; nays, 2. Adopted.

Those voting in the affirmative are :

Messrs. Adamson, Andell, Barker, Bascomb, Bass, Berry, Bosemon, Boston, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain, Crittenden, Dannerly, Derrick, Duncan, Elliott, Ellison, Farr, Ford, Frost, Gaither, Gantt, Giles, Goodson, Goggins, S. Greene, Guffin, Hagood, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Humbert, Humphries, Hunter, Hurley, Jamison, Jervy, Johnson, Keith, Kuh, Lang, Lee, Levy, Lloyd, Logan, Lyle, Maddocks, McDaniels, T. D. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nehemias, Pendergrass, Reedish, Rivers, Saunders, Shanklin, A. L. Singleton, J. P. Singleton, Small, A. Smith, R. M. Smith, Sullivan, Sumpter, Talbert, Taylor, W. M. Thomas, Thompson, Wallace, Warley, Whipper, Williams, Wilson, Wofford and Yocom.—85.

Those voting in the negative are :

Messrs. J. Davis and Simons.—2.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill defining the jurisdiction of Justices of the Peace, the mode of procedure before them, and the duties of Constables in civil actions, was taken up.

The Bill was put upon its second reading.

The several amendments recommended by the Committee on the Judiciary were adopted.

On motion of Mr. DUNCAN, Section 147 was stricken out, and the following substituted therefor, which was adopted :

“SECTION 147. That all Acts and parts of Acts, now in force, relating to the criminal jurisdiction of Trial Justices, and the mode of procedure therein, are hereby made applicable to the Justices of the Peace ; and the said criminal jurisdiction, heretofore exercised by Trial Justices, is hereby conferred, in every respect and particular, upon Justices of the Peace.”

The Bill was read the second time, and ordered to be engrossed.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 53.

IN THE SENATE, COLUMBIA, S. C., February 28, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it insists upon Senate amendments to House Bill entitled "A Bill to regulate the manner of drawing juries," and requests a Committee of Conference. Messrs. Arnin, Leslie and Whittemore have been appointed Committee on the part of the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

On motion of Mr. C. D. HAYNE, a Committee of Conference on the part of the House was appointed.

The SPEAKER announced as the Committee, Messrs. C. D. Hayne, Whipper, Yocom, Logan and Ferguson.

A message was sent to the Senate accordingly.

Also,

MESSAGE FROM THE SENATE, No. 54.

IN THE SENATE, COLUMBIA, S. C., March 1, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it refuses to concur in the amendments of your House to Senate Bill to amend an Act to define the jurisdiction of the County Commissioners. The Bill is respectfully returned herewith.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

On motion of Mr. DENNIS, a message was sent to the Senate respectfully insisting on House amendments, and requesting the appointment of a Committee of Conference.

The SPEAKER announced as the Committee on the part of the House, Messrs. Dennis, Lee and Andell.

Also,

Sent a Bill to provide for the construction and repairs of public highways.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Also,

A Bill to incorporate the Working Men's Mutual Benefit Life Assurance Association, of South Carolina.

Read the first time, and referred to the Committee on Incorporations.

Mr. KUII, by leave, introduced

A Bill the better to protect the interest of the State of South Carolina in the digging and mining for phosphates.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

Mr. WILLIAMS, by leave, introduced

A Joint Resolution declaring the bonds of the Blue Ridge Railroad Company null and void.

Read the first time, and referred to the Committee on Ways and Means.

Mr. CREWS, from the Committee on Internal Improvements, reported back

A Joint Resolution to require the Governor to communicate with the proper authorities of Georgia, with a view to re-adjustment of the boundary line between the States of Georgia and South Carolina, and authorizing the appointment of Commissioners, and recommended that it do pass, with the following amendment:

At the end of Section 1, after the word "re-adjustment," add "and said Commissioners shall be paid the same per diem and mileage as members of the General Assembly, and the Treasurer of the State is hereby authorized to pay the same out of any funds in the Treasury not otherwise appropriated."

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

GENERAL ORDERS.

A Bill to create a debt of the State of South Carolina, to be known as the Sterling Funded Debt, the same, or the proceeds thereof, to be exclusively used in exchange for, or in payment of, the existing public debt of said State.

The Bill was put upon its second reading.

Mr. C. D. HAYNE moved to re-commit the Bill to the Committee on Ways and Means, with instruction to report to-morrow, at 1 P. M.

Mr. S. GREENE moved to indefinitely postpone the whole matter.

Mr. JAMISON moved to lay the motion on the table.

Not agreed to.

The question being taken on the motion (by Mr. S. Greene) to indefinitely postpone the whole matter,

Mr. JONES called for the yeas and nays, which were taken, and are as follows:

Yeas, 52; nays, 27. Agreed to.

Those voting in the affirmative are :

Messrs. Andell, Bass, Boston, Briggs, Bryan, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Ford, Gantt, Gardner, Giles, S. Greene, Hagood, Hardy, James N. Hayne, Jervey, Keith, Kuh, Levy, Litchfield, Lloyd, Logan, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Mead, Miles, Mobley, Moore, Mickey, Myers, Nehemias, O'Connell, Pendergrass, Ramsay, Reedish, Simons, A. L. Singleton, Small, Abraham Smith, R. M. Smith, Sullivan, Sumpter, Taylor, J. W. Thomas, Warley, Williams and Wilson.—52.

Those voting in the negative are :

Messrs. Adamson, Bascomb, Bosemon, Bowley, Byas, Lawrence Cain, Crews, Dannerly, Ellison, Farr, Ferguson, Gaither, Garey, Goodson, Goggins, Harris, C. D. Hayne, Humphries, Hunter, Jamison, Jones, Lee, Milton, Saunders, J. P. Singleton, Talbert and Whipper.—27.

PAPERS FROM THE SENATE.

The Senate sent to this House,

A Concurrent Resolution requiring the State Treasurer to give an accurate statement of all bonds registered by him.

On motion of Mr. WHIPPER, the Resolution was amended by inserting after the word "registered," the words "or not registered."

The Resolution, as amended, was concurred in, and ordered to be returned to the Senate.

Also sent

A Concurrent Resolution instructing the Clerks of both Houses to draw pay certificates for expenses of the Committee to investigate the affairs of the Charleston County Commissioners.

The question being taken on concurring, it was decided in the negative.

Mr. R. M. SMITH moved to reconsider the vote just taken.

A debate ensued, pending which, at the hour of 3:30 P. M., the SPEAKER declared the House adjourned till to-morrow, at 11 A. M.

THURSDAY, MARCH 2, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. James Hamilton, of Darlington County.

The Journal of the previous day was read and confirmed.

GENERAL ORDERS.

Senate Concurrent Resolution instructing Clerks of both houses to draw pay certificate for expenses of Committee of Investigation into affairs of the Charleston County Commissioners, being the Unfinished Business of yesterday at the hour of adjournment, was taken up.

The motion (by Mr. R. M. Smith) to reconsider the vote whereby the House refused to concur was resumed.

The question being taken, it was decided in the affirmative.

The Resolution was concurred in, and ordered to be returned to the Senate.

Mr. SMART, from the Committee on the Judiciary, reported back the following, and recommended they do pass:

A Senate Bill to regulate the granting of writs of *habeas corpus* in certain cases;

A Senate Bill to regulate the disposition of fines and penalties imposed and collected in criminal cases by the Circuit Court of General Sessions, and Trial Justices;

A Senate Bill to enable judgment debtors to sell their real and personal property, and to confirm sales already made, in conformity with conditions therein specified.

On motion of Mr. GAREY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. C. D. HAYNE moved to reconsider the vote whereby the consideration of a Bill to create a debt of the State of South Carolina, to be known as the Sterling Funded Debt, the same or the proceeds thereof to be exclusively used for, or in payment of, the existing debt of the said State, was indefinitely postponed.

Mr. CRITTENDEN moved to lay the motion on the table, and called for the yeas and nays, which were taken, and are as follows:

Yeas, 39; nays, 51. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Barker, Bass, Berry, Boston, Briggs, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ford, S. Greene, Hagood, Hedges, Keith, Kennedy, Kuh, Lang, Litchfield, Logan, Lyle, Miles, Milton, Moore, Nehemias. Ramsay, Shanklin, Smart, R. M. Smith, Sullivan, Talbert, Taylor, Warley, Williams, Wilson, Wofford and Yocom—39.

Those voting in the negative are:

Messrs. Bascomb, Bryan, Byas, L. Cain, E. Cain, Crews, Dannerly, J. Davis, Dennis, Ellison, Farr, Ferguson, Gaither, Gantt, Gardner, Garey, Giles, Harris, Hart, C. D. Hayne, Henderson, Holmes, Hudson, Hum-

bert, Humphries, Hunter, Jamison, Jervey, Johnson, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Mobley, Mickey, O'Connell, Pendergrass, Saunders, Simons, A. L. Singleton, J. P. Singleton, Sumpter, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Wallace and Whipper—51.

The question being taken on the motion to reconsider, it was decided in the affirmative.

The Bill was taken up.

Mr. S. GREENE moved to recommit the Bill to the Committee on Ways and Means, with instructions to report this day, at 2 P. M. Agreed to.

Mr. C. D. HAYNE, from Committee of Conference appointed to consider amendments to a Bill to regulate the manner of drawing juries, reported that they had failed to agree.

On motion of Mr. C. D. HAYNE, the Report was received as information, the Committee was discharged, and a Message sent to the Senate requesting the appointment of a Committee of Free Conference.

Mr. SHANKLIN introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved, by the House of Representatives, the Senate concurring, That the President of the Blue Ridge Railroad Company be and is hereby, requested to give the General Assembly a detailed account of the expenditures of the \$30,000 borrowed of H. H. Kimpton, Financial Agent of the State, and Henry Clews & Co., Bankers, N. Y; and, further, that he give a detailed statement of the gross income of the road and of the expenditures of the same for and during his administration ; and, further, that he furnish a list of the officers on said road, and the salaries of each, respectively.

Mr. BYAS, from the Committee on Claims, reported back claim of J. M. Vaughn, for services as Constable to Magistrate Court, and recommended payment.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be sent to the Senate.

Mr. WHIPPER, from the Committee on Ways and Means, reported on petition by a Joint Resolution, authorizing the State Treasurer to reissue to Rinah S. Cohen, executrix of estate of J. F. Cohen, certificate of State Stock.

Read the first time, ordered to be printed, and to lie over for a second reading.

Mr. E. CAIN presented account of Special Constables, Abbeville County, during last general election.

Referred to the Committee on Claims.

the name "D. R. Tompkins" and inserting the names "D. R. Tompkins, J. A. Stuart, W. H. Lembecken and J. R. Talbert."

A Bill to validate the action of the County Commissioners of Oconee County, in exchanging and conveying the lot ceded to them to build a jail upon ;

A Bill to incorporate the Camden Steam Mill Company ;

A Bill to empower, authorize and require the County Commissioners of Orangeburg County to build a bridge across the North Fork of Edisto River, and establishing a road therefrom to the Town of Blackville ;

A Bill to incorporate the Walhalla Hook and Ladder Company, of Walhalla, South Carolina ;

A Bill to incorporate the Shiloh Camp Ground

The above Bills were read the third time, passed, and ordered to be sent to the Senate.

Also,

A Senate Bill to incorporate the Charleston Riflemen Club.

The Bill was read the third time, title changed to an Act and ordered to be enrolled.

Also,

A Senate Joint Resolution authorizing the County Commissioners of Lancaster County to levy a special tax.

The Joint Resolution was read the third time, passed, and ordered to be enrolled.

Mr. FROST, from the Committee on Education, reported back Report of Senate Committee on Education on accounts of M. J. Cantwell, S. M. Putnam and M. D. Haddens, and recommended concurrence.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be returned to the Senate.

Also, reported back the following, and recommended they do pass :

A Bill to provide for the establishment of Agricultural Colleges ;

A Bill to establish the Charleston Charitable Association, of South Carolina, for the benefit of the free school fund.

Also, unfavorable :

A Senate Bill to enlarge and define the powers of the Charleston City Board of School Commissioners, and to allow said Board to levy a tax for the support of the free schools of the City of Charleston.

On motion of Mr. JERVEY, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back the accounts of John Williams, R. C. Shiver, Adam Bowley, J. M. Allen, Columbia Gas Company, J. W. Denny, W. H. Greenfield, Caro-

lina Printing Company, Daily Union, H. H. Hicks, Carroll & Spellman, Goldsmith & Kind, P. F. Frazee, S. J. Coates, J. H. & M. L. Kinard and others, and recommended payment.

On motion of Mr. THOMPSON, the recommendation contained in the Report was adopted.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following:

MESSAGE FROM THE SENATE, No. 55.

IN THE SENATE, COLUMBIA, S. C., March 2, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it refuses to agree to the request of your House for the appointment of a Committee of Free Conference on Bill to regulate the manner of drawing juries, and insists on its amendments to said Bill. The Bill is respectfully returned herewith.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

Mr. LEE moved that a message be sent to the Senate informing that body that the House respectfully insists on their refusal to concur, and again requests the appointment of a Committee of Free Conference.

On motion of Mr. THOMPSON, the whole matter was postponed until to-morrow.

Mr. J. N. HAYNE, from the Committee on State House and Grounds, reported back a Joint Resolution requiring the Governor to have the flooring of the State House repaired, and recommended it do pass, with the following amendment: Strike out the words "laying a new flooring of marble" and insert "replastering floor and repairing roof of State House."

On motion of Mr. JAMISON, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

Mr. R. M. SMITH introduced the following Concurrent Resolution, which was adopted and ordered to be sent to the Senate:

Whereas the calls of the State for accommodations in the Lunatic Asylum are increasing from year to year, and will, before long, render necessary still greater extension of buildings; and

Whereas the buildings of our Asylum are far behind the age in point

of construction and adaptability to the wants of such institutions; therefore, be it

Resolved by the House of Representatives, the Senate concurring. That on and after the passage of this Resolution, the Governor be, and is hereby, authorized to select and send a physician to visit the principal or best conducted Asylums in the United States, in quest of the following points of information, viz:

1st. The most approved construction of buildings.

2d. The extent and arrangement of grounds for exercise, recreation, &c., together with all other matters coming under his observation of interest in securing proper treatment for Lunatics; and that the physician so appointed shall not be paid for more than two months' services so rendered.

PAPERS FROM THE SENATE

The Senate returned, with amendments,

A Bill to make appropriations and raise supplies for the fiscal year commencing November 1, 1870.

The House refused to concur in all the amendments to Section 1.

The amendments to Section 2 (except so much as relates to the contingent fund of the State Treasurer) were not concurred in.

All the amendments to Section 3 were concurred in.

All the amendments to Section 4 were concurred in.

The amendments to Section 5 were not concurred in.

The amendment striking out Section 7 was not concurred in.

The following amendment, as Section 7, was concurred in:

"That all taxes assessed, and payable under this Act, shall be paid in the following kinds of funds, viz: Bills Receivable of the State, United States Currency, National Bank notes, and gold and silver coin."

A message was sent to the Senate accordingly.

Also, sent the following:

MESSAGE FROM THE SENATE, No. 56.

IN THE SENATE, COLUMBIA, S. C., March 2, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it has laid on the table House Concurrent Resolution requesting the President of the Blue Ridge Railroad Company to render a certain report; also, House Concurrent Resolution authorizing the Governor to appoint a physician to inspect the various Asylums in the United States.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate

Also returned, with concurrence,
Resolution requiring Joint Committee on Land Commission to report
March 3d.

On motion of Mr. WHIPPER, it was

Resolved, That when this House adjourns. it stand adjourned to meet
at 7 P. M.

SPECIAL ORDER FOR 2 P. M.

Mr. WHIPPER, from the Committee on Ways and Means, reported
verbally on a Bill relative to creation of sterling funded debt, and re-
quested until the Evening Session, and that said session be devoted to the
consideration of the said Bill

On motion, the request was granted

Mr. WHIPPER submitted a petition addressed to His Excellency the
Governor. requesting the removal of Hon. W. M. Thomas, Judge 6th
Judicial Circuit, for violation of Section 13, Article 14, of the Constitu-
tion. and, in connection therewith, offered the following Resolution, which
was adopted :

Resolved by the House of Representatives, That Hon. Wm. M.
Thomas, Judge of the Sixth Judicial Circuit, be ordered to appear before
this House on to-morrow, the 3d of March, at 2 P. M., to make his de-
fence, on the charges set forth in the accompanying address.

Mr. HUMBERT introduced the following Resolution, which was
adopted :

Resolved, That the Committee on Ways and Means be required to re-
port to this House the Bill making appropriation for mileage and per diem
of the members of the General Assembly and subordinate officers, by 1
o'clock on to-morrow.

GENERAL ORDERS

A Bill to amend an Act entitled "An Act to organize the Supreme
Court" was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to determine the day of election of the Mayor and Aldermen
of the City of Charleston was taken up

The Bill was put upon its second reading.

Mr. HURLEY moved to amend Section 1 by striking out "72," and
inserting "71." Agreed to.

Section 2 was amended to conform to amendment in Section 1. •

The Bill was read the second time, and ordered to be engrossed.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 17.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 2d, 1871.

Hon. Speaker of the House of Representatives :

SIR :—I have the honor to transmit herewith the presentment of the grand jury of Marion County, and respectfully call your attention to the grievances therein set forth.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

The Message and accompanying documents were referred to the Committee on the Judiciary.

MR. JONES, from the Committee on Incorporations, reported back a Senate Bill to incorporate the Workingmen's Mutual Benefit Life Assurance Association, of South Carolina, and recommended it do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Also, reported from the Committee,

A Bill to incorporate the South Carolina Banking Company.

Read the first time, and ordered to lie over for a second reading.

On motion of Mr. KEITH, the House, at 3:40 P. M., adjourned till 7 P. M.

EVENING SESSION.

Pursuant to adjournment, the House met at 7 P. M.

The SPEAKER took the Chair.

SPECIAL ORDER.

Report of Committee on Ways and Means on a Bill to create a debt of the State of South Carolina, to be known as the sterling funded debt,

the principal, or the proceeds thereof, to be exclusively used in exchange for, or in payment of, the existing public debt of the said State.

Mr. WHIPPER, from the Committee on Ways and Means, to whom was recommitteed a Bill to create a public debt of the State of South Carolina, to be known as the sterling funded debt, the principal, or the proceeds thereof, to be exclusively used in exchange for, or in payment of, the existing public debt of the said State, reported back the same, and recommended that the same do pass, with the following amendment: Insert after the word "Treasurer," third line, the words "Comptroller-General, Secretary of State, President of the Senate, Speaker of the House of Representatives, Chairman of Finance Committee of the Senate, and Chairman of Committee of Ways and Means of the House of Representatives: *Provided*, Said Financial Board shall receive no compensation."

On motion of Mr C. D. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was taken up and put upon its second reading.

Mr. WHITE moved to strike out the enacting clause of the Bill.

On this, Mr. A. L. SINGLETON called for the yeas and nays, which were taken, and are as follows:

Yeas 35; nays 67. Not agreed to.

Those voting in the affirmative are:

Messrs. Andeli, Barker, Bass, Boston, Briggs, E. Cain, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Elliott, Farr, Frost, Giles, Goggins, Hagood, Hardy, Keith, Lang, Litchfield, Lyle, Miles, Nehemias, Pendergrass, Ramsay, Shanklin, R. M. Smith, Sullivan, Talbert, Taylor, White, Williams, Wilson and Wofford.—35.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bowley, Bryan, Byas, L. Cain, Cousart, Crews, Dannerly, J. Davis, Dennis, Ellison, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Samuel Greene, J. A. Greene, Harris, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Jervey, Johnson, Jones, Kennedy, Kuh, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Reedish, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper and Yocom.—67.

The amendment recommended by the Committee, as follows, to Section 4, by inserting after the word "Treasurer," on the third line, the following: "Comptroller-General, Secretary of State, President of the Senate, Speaker of the House of Representatives, Chairman of the Finance Committee of the Senate, and Chairman of the Committee on Ways and

Means of the House of Representatives: *Provided*, That said Financial Board shall receive no compensation," was adopted.

On the question of passing Section 4 to a third reading,

Mr. JERVEY called for the yeas and nays, which were taken, and are as follows:

Yeas, 48; nays, 48.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bryan, Byas, L. Cain, Cousart, Crews, Dannerly, J. Davis, Dennis, Ellison, Ferguson, Gaither, Gardner, Garey, J. A. Green, Harris, C. D. Hayne, Hedges, Holmes, Hudson, Humphries, Hunter, Jackson, Jamison, Johnson, Kennedy, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mobley, Moore, Mickey, Nerland, O'Connell, Ramsay, Reedish, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, W. M. Thomas, Thompson and Whipper.—48.

Those voting in the negative are:

Messrs. Barker, Bass, Boston, Briggs, E. Cain, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Farr, Ford, Frost, Gantt, Giles, Goggins, S. Greene, Hagood, Hardy, Hart, J. N. Hayne, Henderson, Humbert, Jervy, Keith, Kuh, Lang, Levy, Lloyd, Lyle, Miles, Milton, Myers, Nehemias, Pendergrass, Shanklin, R. M. Smith, Sullivan, Talbert, Taylor, J. W. Thomas, Wallace, Warley, White, Williams, Wilson, Wofford and Yocom.—48.

She SPEAKER declared the vote lost.

Mr FROST moved to further amend Section 4 by striking out all the words in the Section to the word "Provided," in eleventh line, and inserting "that all the Bonds hereby authorized shall be placed in the hands of Baring Brothers & Co., Bankers, in London, and that said Baring Brothers & Co., be, and they are hereby appointed and constituted the Financial Agents of the State of South Carolina, for the negotiation of the said Bonds, for the payment of the interest thereon, until the maturity thereof; for the payment of said Bonds at maturity, and for the exchange thereof for any other public debt of the State, or for the payment of any said public debt, from the proceeds of such new Bonds, as may be for the interest of the State."

Mr. MYERS offered the following substitute for the amendment (by Mr. Frost):

"*Provided*, That the Financial Agency created by this Act shall not be placed in the hands of any one person, but shall be entrusted to the management of a responsible banking house, of first-class reputation, both in the new and old world."

Mr. HUNTER called the previous question on the Section, and the call was sustained.

On the main question.(which was the substitute by Mr. Myers,)

Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 52; nays, 47. Adopted.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bowley, Bryan, Byas, L. Cain, Cousart, Crews, Dannerly, James Davis, Dennis, Ferguson, Gaither, Gantt, Gardner, Garey, Samuel Greene, J. A. Green, Harris, C. D. Hayne, James N. Hayne, Hedges, Henderson, Holmes, Hudson, Humphries, Hunter, Jackson, Jamison, Johnson, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Ramsay, Reedish, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Tarlton, W. M. Thomas, Thompson and Whipper—52.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Berry, Boston, Briggs, E. Cain, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ellison, Farr, Ford, Frost, Giles, Goggins, Guffin, Hagood, Hardy, Hart, Humbert, Jervey, Keith, Kuh, Lang, Levy, Lloyd, Lyle, Miles, Milton, Nehemias, Pendergrass, Shanklin, R. M. Smith, Sullivan, Talbert, Taylor, J. W. Thomas, Wallace, Warley, White, Williams, Wilson, Wofford and Yocom.—47.

On the question "Shall the main question now be put?" (the main question being the passage of Section 4 to a third reading.)

Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 63; nays, 35. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bowley, Bryan, Byas, L. Cain, Cousart, Crews, Dannerly, James Davis, Dennis, Elliott, Ellison, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, John A. Green, Guffin, Harris, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Lee, Littlefield, Lloyd, Maddocks, McDaniels, W. J. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Tarlton, William M. Thomas, J. W. Thomas, Thompson, Wallace, Warley and Whipper.—63.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Berry, Bosemon, Briggs, E. Cain, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Farr, Frost, Giles, Goggins, Samuel Greene, Hagood, Hardy, Jervey, Kuh, Lang, Levy, Lyle, Miles,

Nehemias, R. M. Smith, Sullivan, Talbert, Taylor, White, Williams, Wilson, Wofford and Yocom.—35.

On the main question (the passing of Section 4 to a third reading),

Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 58 ; nays, 40. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bowley, Bryan, Byas, L. Cain, E. Cain, Cousart, Crews, Dannerly, J. Davis, Dennis, Elliott, Ellison, Ferguson, Gaither, Gantt, Gardner, Garey, S. Greene, J. A. Green, Guffin, Harris, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humphries, Hunter, Jackson, Jamison, Johnson, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Milton, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Pendergrass, Reedish, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Tarlton, W. M. Thomas, Thompson, Warley and Whipper.—58.

Those voting in the negative are :

Messrs. Andell, Barker, Bass, Berry, Bosemon, Boston, Briggs, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Farr, Ford, Frost, Giles, Goggins, Hagood, Hardy, Humbert, Jervy, Keith, Kuh, Lang, Levy, Lloyd, Lyle, Miles, Nehemias, Shanklin, R. M. Smith, Sullivan, Talbert, Taylor, Wallace, White, Williams, Wilson, Wofford and Yocom.—40.

Mr. S. GREENE moved that the House do now adjourn.

On this he called for the yeas and nays, which were taken, and are as follows :

Yeas, 41 ; nays, 57. Not agreed to.

Those voting in the affirmative are :

Messrs. Andell, Barker, Bass, Berry, Bosemon, Boston, Briggs, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Ellison, Farr, Ford, Frost, Giles, Goggins, S. Greene, Hagood, Hardy, Humbert, Jervy, Kuh, Lang, Levy, Lloyd, Lyle, Miles, Nehemias, Pendergrass, Shanklin, R. M. Smith, Sullivan, Talbert, Taylor, White, Williams, Wilson, Wofford and Yocom.—47.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bowley, Bryan, Byas, L. Cain, E. Cain, Cousart, Crews, Dannerly, J. Davis, Dennis, Elliott, Ferguson, Gaither, Gantt, Gardner, Garey, J. A. Green, Guffin, Harris, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Reedish, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Tarlton, W. M. Thomas, Thompson, Wallace, Warley and Whipper.—57.

Mr. JERVEY arose and desired to read a paper.

Objection being made, the SPEAKER ruled that Mr. Jervey could not proceed with the reading, except by leave of the House.

Mr. BOSEMON moved that leave be granted, and, on this, he called for the yeas and nays, which were taken, and are as follows:

Yeas, 38 ; nays, 49. Not agreed to.

Those voting in the affirmative are :

Messrs. Andell, Barker, Bass, Bosemon, Briggs, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Farr, Ford, Frost, Goggins, Hagood, Hart, James N. Hayne, Hedges, Humbert, Jervey, Kuh, Levy, Lloyd, Lyle, Miles, Myers, Nehemias, O'Connell, Pendergrass, Reedish, Small, Sullivan, Taylor, Warley, Williams, Wilson, Wofford and Yocom.—38.

Those voting in the negative are :

Messrs. Bowley, Bryan, Byas, L. Cain, E. Cain, Cousart, Crews, Dannerly, J. Davis, Dennis, Elliott, Ellison, Ferguson, Gaither, Gantt, Gardner, Garey, Giles, J. A. Greene, Guffin, Hardy, Harris, C. D. Hayne, Henderson, Holmes, Hudson, Humphries, Hunter, Jackson, Jamison, Johnson, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Nerland, Ramsay, Simons, A. L. Singleton, J. P. Singleton, Smart, Tarlton, Thompson and Whipper —49.

Mr. C. D. HAYNE called the previous question on the entire Bill, and the call was sustained.

On the question "Shall the main question now be put?" (the main question being the passing of Section 6 to a third reading,)

Mr. BOSEMON called for the yeas and nays, which were taken, and are as follows :

Yeas, 58 ; nays, 28. Agreed to.

Those voting in the affirmative are :

Messrs. Bowley, Bryan, Byas, E. Cain, Cousart, Crews, Dannerly, J. Davis, Dennis, Elliott, Ellison, Ferguson, Gaither, Gantt, Gardner, Garey, John A. Green, Guffin, Harris, Hart, C. D. Hayne, James N. Hayne, Hedges, Henderson, Holmes, Hudson, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, William M. Thomas, J. W. Thomas, Warley and Whipper.—58.

Those voting in the negative are :

Messrs. Andell, Bosemon, Briggs, Crittenden, Derrick, Doyle, Farr, Ford, Frost, Giles, Goggins, Hagood, Hardy, Humbert, Jervey, Kuh, Lang, Levy, Lyle, Miles, Nehemias, Sullivan, Talbert, Taylor, White, Williams, Wilson and Yocom.—28.

On the main question, (which was the passage of Section 6 to a third reading),

Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 56; nays, 11 Agreed to.

Those voting in the affirmative are :

Hon. F. J. MOSES, Jr., Speaker, and Messrs. Bowley, Bryan, Byas, L. Cain, E. Cain, Cousart, Crews, J. Davis, Dannerly, Dennis, Elliott, Ferguson, Gaither, Gantt, Gardner, Garey, S. Greene, J. A. Green, Guffin, Harris, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Hudson, Holmes, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Ramsay, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, Thompson and Whipper.—56

Those voting in the negative are :

Messrs. Bosemon, Briggs, Farr, Giles, Hardy, Hart, Humbert, Jervey, Keith, Lang and Yocom.—11.

On the main question, (which was the passing of Section 7 to a third reading,) Mr. JERVEY called for the yeas and nays, which were taken, and are as follows:

Yeas, 55; nays, 14. Agreed to.

Those voting in the affirmative are :

Messrs. Bowley, Bryan, Byas, L. Cain, Cousart, Crews, Dannerly, J. Davis, Elliott, Ferguson, Gaither, Gantt, Gardner, Garey, S. Greene, J. A. Green, Guffin, Harris, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Keith, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Pendergrass, Ramsay, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, Thompson and Whipper—55.

Those voting in the negative are:

Messrs. Andell, Bosemon, Briggs, Farr, Frost, Giles, Hardy, Jervey, Kuh, Lang, Levy, Lloyd, Nehemias and Yocom—14.

On the question, "Shall the main question now be put" (the main question being the passing of Section 8 to a third reading,)

Mr. JERVEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 16; nays, 57.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Bowley, Bryan, Byas, L. Cain, Cousart, Crews, Dannerly, James Davis, Dennis, Elliott, Farr, Ferguson, Gaither, Gantt, Gardner, Garey, Samuel Greene, John A. Green,

Guffin, Harris, Hart, C. D. Hayne, James N. Hayne, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Keith, Lee, Littlefield, Maddocks, McDaniels, W. J. McDowell, Mead, Mobley, Moore, Mickey, Myers, Nerland, O'Connell, Pendergrass, Ramsay, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, Thompson and Whipper.—57.

Those voting in the negative are :

Messrs. Jervay, Nehemias and Yocom.—3.

A quorum not having voted the SPEAKER declared the vote lost

On motion of Mr. ELLIOTT, a call of the House was ordered, and sixty-four members answered to their names.

On motion, the further call was suspended.

The question being taken on passing Section 8 to a third reading, it was decided in the affirmative.

The Bill was read the second time, and ordered to be engrossed.

PAPER FROM THE SENATE.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 57.

IN THE SENATE, COLUMBIA, S. C., March 2, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it insists on its amendments to Sections 1 and 5, and the striking out of Section 7, of House Bill to make appropriations and raise supplies for the fiscal year commencing November 1, 1870, and requests a Committee of Conference.

Messrs. Whittemore and Greene have been appointed the Committee on the part of the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,
President of the Senate.

Mr. WHIPPER moved that a Committee of five, on the part of the House, be appointed as Committee of Conference. Agreed to.

Mr. WHIPPER, from the Committee on Ways and Means, reported back a Senate Bill to make appropriations for the payment of the per diem and mileage of the members of the General Assembly, and the salaries of subordinate officers, and other expenses incidental thereto, and recommended that it do pass, with the following amendments: By striking out the word "one," before the word "hundred," third line, and inserting the word "two;" also, by striking out, in same line, the word "twenty," and inserting the word "sixty."

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was taken up and put upon its second reading.

The amendment proposed by the Committee to Section 1 was adopted.

The Bill was read the second time, and ordered to be engrossed.

Mr. MICKEY, from the Committee on Mines, Mining and Manufactures, to whom had been recommitted a Senate Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, and to grant to the persons therein named, and their associates, the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina for phosphate rocks and phosphatic deposits, reported back the same, and recommended it do pass.

On motion of Mr. FERGUSON, the Report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

GENERAL ORDERS.

A Joint Resolution authorizing the State Treasurer to pay L. A. Biggir twelve thousand dollars was taken up.

The Joint Resolution was put upon its second reading.

Mr. HUMBERT moved to strike out the resolving clause.

Mr. A. L. SINGLETON moved to indefinitely postpone the motion.

Mr. MEAD moved that the House do now adjourn. Agreed to.

The House then adjourned till to-morrow at 11 A. M.

FRIDAY, MARCH 3, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. Benjamin Lawson, of Sumter County.

The Journal of the previous day was read and confirmed.

GENERAL ORDERS.

A Joint Resolution authorizing the State Treasurer to pay L. A. Bigger

\$12,000, being the Unfinished Business of yesterday, at the hour of adjournment, was taken up.

The question being taken on the motion to indefinitely postpone the whole matter, it was decided in the affirmative.

Mr. LEE moved to reconsider the vote just taken.

Mr. MYERS moved to lay the motion on the table.

On this he called for the yeas and nays, which were taken and are as follows :

Yeas, 53 ; nays, 33. Agreed to

Those voting in the affirmative are :

Messrs. Barker, Bascomb, Bosemon, Boston, Bowley, Bryan, E. Cain, Crews, Crittenden, J. Davis, T. A. Davis, Dennis, Derrick, Doyle, Duncan, Dusenbury, Ford, Goodson, Goggins, Guffin, Hagood, Hedges, Holmes, Humphries, Hurley, Jervey, Kuh, Levy, Lloyd, Logan, T. D. McDowell, Moore, Mickey, Myers, Nehemias, O'Connell, Perry, Saunders, Shanklin, Simons, Smart, R. M. Smith, Sullivan, Sumter, Talbert, Tarlton, Taylor, W. M. Thomas, White, Williams, Wilson and Wofford—53.

Those voting in the negative are :

Messrs. L. Cain, Dannerly, Farr, Frost, Gaither, Gantt, Gardner, Garey, Giles, S. Greene, Harris, Hart, C. D. Hayne, Henderson, Humbert, Jackson, Jamison, Johnson, Jones, Keith, Lang, Lee, McDaniels, W. J. McDowell, Milton, Mobley, Nerland, Pendergrass, Ramsay, Reedish, A. L. Singleton, J. P. Singleton and Warley—33.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading, the following :

A Bill to incorporate the Thomas Guards, of Green Pond, Colleton County, South Carolina.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

A Senate Joint Resolution making appropriation of forty-seven thousand dollars for the completion of the State Lunatic Asylum, and for other purposes.

The Joint Resolution was read the third time, passed, and ordered to be returned to the Senate, with amendments.

A Senate Bill to amend the charter of the German Evangelical Lutheran Church of Charleston ;

A Senate Bill to change the name of the Gap Creek and Middle Saluda Turnpike Company, and to amend and renew the charter thereof ;

A Senate Bill to further amend an Act entitled "An Act providing for the assessment and taxation of property ;"

The Bills were read the third time, passed, titles changed to Acts, and ordered to be enrolled.

Also,

A Bill defining the jurisdiction of Justices of the Peace, the mode of procedure before them, and the duties of Constables in civil actions.

The Bill was read the third time, passed, and ordered to be sent to the Senate.

Also,

A Senate Bill to alter and renew the charter of the town of Darlington;

A Bill to incorporate the town of Florence.

The Bills were read the third time, passed, and ordered to be returned to the Senate, with amendments.

A Senate Joint Resolution authorizing the Attorney-General to purchase a fire-proof safe for the use of the Attorney-General's office.

The Joint Resolution was read the third time, passed, and ordered to be enrolled.

Also,

A Bill to determine the day of election of the Mayor and Aldermen of the City of Charleston.

The Bill was put upon its third reading.

On motion of Mr. JERVEY, Section 1 was amended by striking out at the end of the Section, the word "thereafter" and inserting the following:

"*Provided*, That the present Mayor and Aldermen shall continue in office until the day fixed by the charter of the city of Charleston for the qualification of their successors."

On motion of Mr. JERVEY, Section 2 was amended by striking out the words "the said first Wednesday in August, 1871, and until their successors are elected and qualified," and inserting "their successors are elected and qualified."

The Bill was read the second time, and ordered to be engrossed.

GENERAL ORDERS.

A Bill to amend and extend the charter of the Planters' and Mechanics' Bank of South Carolina was taken up.

The Bill was put upon its second reading.

On motion of Mr. JERVEY, the blank in Section 5 was filled with the words "twenty-one."

On motion of Mr. JERVEY, the Bill was amended by adding the following, as Section 6 :

"SECTION 6. That all the powers herein conferred upon the Board of Directors of the Planters' and Mechanics' Bank, be, and the same are hereby, conferred upon the Board of Directors of the Bank known as the

Union Bank of South Carolina, which charter is also hereby amended and extended in the same manner, and that they shall have the same powers herein conferred."

On motion of Mr. JERVEY, the Bill was amended by adding the following, as Section 7 :

"SECTION 7. That the charter of the People's Bank of South Carolina, be, and the same is hereby, renewed for the term of twenty-one years, from and after the sixteenth day of December, which shall be in the year of our Lord one thousand eight hundred and seventy-three."

On motion of Mr. JERVEY, the Bill was amended by adding the following as Section 8 :

"SECTION 8. That the said Bank, during said term of twenty-one years, shall enjoy all the privileges, rights, powers, immunities and benefits which it now enjoys under the existing charter of said Bank."

On motion of Mr. JERVEY, the Bill was amended by adding the following as Section 9 :

"SECTION 9. That this Act shall be deemed a public Act."

On motion of Mr. JERVEY, the title of the Bill was amended as follows: By adding, "and for other purposes therein named."

The Bill was read the second time, and ordered to be engrossed.

A Bill to establish the Charleston Charitable Association, of the State of South Carolina, for the benefit of the Free School Fund, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the Union Gold Mining Company of South Carolina was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the Healing Spring Baptist Church, in Barnwell County, South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the South Carolina Banking Company, was taken up.

The Bill was put upon its second reading.

Mr. JERVEY moved that the enacting clause of the Bill be stricken out.

On motion of Mr. L. CAIN, the further consideration of the Bill was postponed until the next session.

The SPEAKER presented the petition of Hon. R. B. Carpenter, for balance of salary due as Judge of First Circuit.

Referred to the Committee on Claims.

The SPEAKER announced Messrs. Whipper, Lee, J. N. Hayne, Thomas and Gardner, as Committee of Conference, on the part of the

House, to consider amendments to a Bill to make appropriations and raise supplies for the fiscal year commencing November 1, 1870.

A message was sent to the Senate accordingly.

GENERAL ORDERS.

A Bill to incorporate the Winyah Guards, of Georgetown, South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 18.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

• COLUMBIA, March 2, 1871.

Hon. Speaker of the House of Representatives:

DEAR SIR: I have the honor to inform you that the following Acts were approved and signed March 1st, to wit:

An Act to incorporate the Whipper Guards, of Christ Church Parish;

An Act to protect the rights of parents, and to prevent the procuring and carrying from the State persons under the age of 21 years;

An Act to incorporate the Salamander Hook and Ladder Company, of Georgetown, South Carolina;

• An Act to require the State Treasurer to pay County Treasurers their apportionment of the State School Fund, belonging to their respective Counties, and for other purposes;

Joint Resolution authorizing the State Librarian to purchase certain volumes of State Reports;

Joint Resolution ordering that the Hon. James L. Orr, Judge of the Eighth Judicial Circuit, be allowed extra compensation for holding extra Courts;

Joint Resolution directing that funds known as Canby School Funds, remaining in hands of County Treasurers, be appropriated to the Free School Fund;

Joint Resolution to provide for the payment of mileage certificates of members of the State Board of Education, of the State of South Carolina.

Very respectfully,

(Signed)

ROBERT K. SCOTT, Governor.

Also,

MESSAGE FROM THE GOVERNOR, No. 19.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 2d, 1870.

Honorable Speaker House of Representatives :

SIR: I have the honor to inform you that I have this day approved and signed the following Acts, to wit :

An Act to permit William L. Wood to adopt Napoleon B. Smith, to make him his lawful heir, and to change the name of the said Napoleon B. Smith to that of Napoleon B. Wood ;

An Act to alter and amend an Act entitled " An Act to alter and amend the charter and extend the limits of the city of Columbia ;"

Joint Resolution authorizing A. R. Taylor, Henry Arthur and others, to continue, for a term of two years, two gates erected by them across the old State Road in Lexington County, at the beginning and terminus of their planting lands.

Very respectfully,
(Signed)

R. K. SCOTT, Governor.

A Senate Bill to amend an Act entitled " An Act to incorporate the Enterprise Railroad Company, of Charleston, South Carolina," approved 1st March, 1870, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Joint Resolution to require the Governor to communicate with the proper authorities of the State of Georgia, with a view to a re-adjustment of a boundary line between the States of Georgia and South Carolina, and authorizing the appointment of three Commissioners, was taken up.

The amendment recommended by the Committee, as follows, was adopted :

At the end of Section 1, after the word re-adjustment, " And said Commissioners shall be paid the same per diem and mileage as members of the General Assembly, and the Treasurer of the State is hereby authorized to pay the same out of any funds in the Treasury not otherwise appropriated "

The Joint Resolution was read the second time, and ordered engrossed.

A Senate Bill to relinquish all the right, title and interest of the State of South Carolina in and to certain real estate whereof one Napoleon B. Pouncey, of Horry, a bastard, died seized, and vest the same in certain persons therein named, was taken up.

The Bill was read the second time, and ordered engrossed.

A Senate Bill to authorize the formation of, and to incorporate, the Tugaloo and Chattanooga Railroad Company, was taken up.

The Bill was read the second time, and ordered engrossed.

A Bill to permit Burns D. Myers to adopt and make his lawful heirs H. Margaret Grimes and W. Burns Grimes, and to change the name of the said H. Margaret Grimes to H. Margaret Myers, and W. Burns Grimes to W. Burns Myers, was taken up.

The Bill was read the second time, and ordered engrossed.

A Bill to permit Wm. V. Myers to adopt and make his lawful heir Dora V. Baxter, and to change the name of the said Dora V. Baxter to Dora V. Myers, was taken up.

The Bill was read the second time, and ordered engrossed.

Consideration of Majority and Minority Reports of Committee on Claims, on account of John O. Simms, and others, was taken up.

The Majority Report, recommending that they be not paid, was read.

Mr. LEE moved to lay on the table the majority report, in order to take up the minority report. Agreed to.

The minority report was taken up.

Mr. LEE moved the adoption of the minority report.

On the question of adopting the report, Mr. MYERS called for the yeas and nays, which were taken, and are as follows:

Yeas 32; nays 44. Not adopted

Those voting in the affirmative are:

Messrs. Barker, Bascomb, Berry, Boston, Bowley, Bryan, L. Cain, E. Cain, Crews, Dannerly, Ellison, Gaither, Goggins, J. A. Green, Hagood, Hardy, Hart, Hedges, Henderson, Jackson, Johnson, Lee, Logan, McDaniels, Milton, Moore, Mickey, Reedish, Simons, J. P. Singleton, Thompson and Whipper.—32.

Those voting in the negative are:

Messrs. Crittenden, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Ferguson, Ford, Frost, Gantt, Goodson, S. Greene, J. N. Hayne, Holmes, Humbert, Hurley, Jervy, Jones, Keith, Lang, Litchfield, Lloyd, Lyle, Maddocks, Mead, Mobley, Myers, Nehemias, Nerland, Pendergrass, Saunders, Shanklin, A. L. Singleton, Small, Sumpter, Tarlton, Taylor, Thomas, Warley, Williams, Wilson and Wofford.—44.

Mr. LEE requested leave to withdraw the accounts.

On motion, leave was granted.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Senate Bill authorizing and requiring the County Commissioners of Barnwell County to open a public road from the M. E. Church, (Caves') to Halcialdale Church, and recommended it do pass.

On motion of Mr. C. D. HAYNE, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

A Joint Resolution authorizing J. A. Mayes, Executor, to sell certain lands in Sumter County, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Joint Resolution authorizing the State Treasurer to re-issue to Rinah S. Cohen certificate of State Stock, was taken up.

The Joint Resolution was put upon its second reading.

On motion of Mr. MYERS, Section 1 was amended by adding after the last word in the Section, the following :

“ And that the said Rinah S. Cohen is hereby required to deposit with the State Treasurer a Bond, legally executed, in the sum of five thousand dollars, to indemnify the State against loss.”

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to amend the charter of the town of Anderson was taken up.

The Bill was read the second time, and ordered to be engrossed.

SPECIAL ORDER FOR 2 P. M.

Answer of Hon W. M. Thomas, Judge of the Sixth Judicial Circuit, pursuant to the Resolution adopted March 2d.

Judge Thomas appeared and stated that he was prepared to answer the charges (of violation of Section 13, Article 4, of the Constitution,) contained in the address, a copy of which had been served upon him.

On motion of Mr. WHIPPER, it was

Resolved, That a Committee of five be appointed on the part of the House of Representatives, to investigate and ascertain the facts set forth in the address, and Report at the next session, and the case be closed until that time.

The SPEAKER announced as the Committee, Messrs. Whipper, Bosemon, Duncan, Yocom and Briggs.

PAPERS FROM THE SENATE.

The Senate sent to this House

A Bill to incorporate the Waccamaw and Little River Canal Company.

Read the first time, and referred to the Committee on Commerce.

A Bill to amend an Act entitled “ An Act providing for the assessment and taxation of property,” passed 15th September, 1868, and all Acts amendatory thereto.

Read the first time, and referred to the Committee on Ways Means.

A Bill to incorporate the Brewer Gold Mining Company, of South Carolina.

Read the first time, and referred to the Committee on Mines, Mining and Manufactures.

A Bill to charter the town of Chesterfield.

Read the first time, and referred to the Committee on Incorporations.

A Bill to establish a causeway over Big Saltkatchie Swamp, at Walnut Point, connecting the Counties of Colleton and Beaufort.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries

A Joint Resolution to extend the time for the completion of the Port Royal Railroad.

Read the first time, and referred to the Committee on Railroads.

A Bill to re charter Maxwell's Bridge over Seneca River, in Oconee County.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries

A Joint Resolution to provide for the re-publication of certain Statutes of this State and Journals of the General Assembly thereof.

Read the first time, and referred to the Committee on Public Printing.

A Bill to amend an Act entitled 'An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts in this State.'

Read the first time, and referred to the Committee on the Judiciary.

A Bill to amend an Act entitled "An Act for the better protection of migratory fish."

Read the first time, and referred to the Committee on Internal Improvements.

A Senate Bill to incorporate the Workingmen's Mutual Benefit Life Assurance Association of South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed.

Mr. MYERS introduced the following Resolution, which was adopted :

Resolved, That when this House adjourns it adjourn to meet at 7 P. M., and adjourn at pleasure.

A Senate Bill to incorporate the Young Men's Brotherly Association was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, and to grant to the persons therein named, and their associates, the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina, for Phosphate rocks and Phosphatic deposits, was taken up.

The second reading of the Bill, at Section 2, was continued.

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution directing part of a certain tax to be devoted to the erection of a Court House and Jail, at Manning, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to provide for the government of the South Carolina Institution for the education of the Deaf and Dumb and the Blind was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to regulate the call of the Docket of the Supreme Court was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to charter the Cheraw, Lancaster, Union and Greenville Railroad Company was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to declare the rights of Common Carriers was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to provide the manner for obtaining the right of way where lands are surrounded by other lands was taken up.

The Bill was read the second time, and ordered to be engrossed.

Mr. JAMISON moved that the House do now adjourn.

On this, Mr. FROST called for the yeas and nays, which were taken, and are as follows:

Yeas 48; nays 30. Agreed to.

Those voting in the affirmative are:

Messrs. Adams, Bascomb, Briggs, Bryan, Dannerly, J. Davis, Dennis, Derrick, Elliott, Ellison, Gaither, Gantt, Goodson, Goggins, S. Greene, Hagood, Harris, Hart, J. N. Hayne, Hudson, Humbert, Humphries, Jackson, Jamison, Keith, Lang, Logan, Lyle, Maddocks, W. J. McDowell, Milton, Mobley, Mickey, Nehemias, Pendergrass, Saunders, Small, Smart, Sullivan, Sumpter, Tarlton Taylor, J. W. Thomas, Whipper, White, Williams, Wilson and Wofford—48.

Those voting in the negative are:

Messrs. Andell, Berry, Boston, Bowley, L. Cain, Dusenbury, Ferguson, Ford, Frost, Gardner, Guffin, Hedges, Hunter, Johnson, Jones, Litchfield, Littlefield, McDaniels, T. D. McDowell, Mead, Moore, Myers, Nerland, O'Connell, Rivers, Simons, A. L. Singleton, R. M. Smith, Thompson and Warley.—30.

The House then, at 3 P. M., adjourned till 7 P. M.

EVENING SESSION.

Pursuant to adjournment, the House met at 7 P. M.

The SPEAKER took the Chair.

The roll was called and a quorum announced.

PAPERS FROM THE SENATE.

The Senate sent to this House the following:

A Bill to amend Section 22 of the Code of Procedure.

Read the first time, and referred to the Committee on the Judiciary.

A Bill to provide for the appointment of a Supervisor of State House and Grounds.

Read the first time, and referred to the Committee on State House and Grounds.

A Bill to incorporate the Claflin University, and the State Agricultural College of South Carolina.

Read the first time, and referred to the Committee on Education.

Report of the Senate Committee on Education on the claim of G. D. Williams

Referred to the Committee on Education. .

GENERAL ORDERS.

The following named Bills and Joint Resolutions were severally taken up, and, on motion, the enacting and resolving clauses were stricken out:

A Bill to empower the County Commissioners of Newberry County to establish and build a school house in the town of Maybinton, in said County.

A Bill to regulate all contracts for farm labor in this State;

A Bill to redeem certain obligations therein named;

A Bill to enforce the collection of the Poll Tax;

A Bill to alter and amend an Act entitled "An Act to provide for the appointment of Trial Justices;"

A Bill to purchase and maintain a school ship in the Harbor of Charleston;

Joint Resolution authorizing Placidia Adams to take an appeal to the Supreme Court of the State, without executing an undertaking for costs and damages;

A Bill to incorporate the Coosawhatchie Railroad Company;

A Bill to authorize the School Trustees of Edisto Island to build a school house at Wrightsville;

A Bill to make appropriation for the deficiency in the School Fund;

A Bill to exempt King's Mountain Military School, in the Town of Yorkville, of which A. Coward is Principal, from the operation of the provisions of Section 14 of an Act entitled "An Act to organize and govern the Militia of the State of South Carolina," approved March 16, 1869;

A Bill for the better security of life and property against accidents from the use of steam boilers;

A Bill to exempt ministers, physicians and attorneys from the provisions of an Act entitled "An Act to provide for the construction and keeping in repair of public highways and roads;"

A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina;"

A Bill to provide for the compulsory attendance at school of children between the ages of six and sixteen years;

A Bill to require the Commissioners of Darlington County to erect an alms house, and provide a physician for the poor;

A Bill to prohibit the willful and malicious carrying of deadly weapons;

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870;

A Bill to confer upon Trial Justices, or Justices of the Peace, all the civil jurisdiction, except so much as, by subsequent Acts, have been repealed, heretofore conferred upon Magistrates;

A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870;

A Bill to amend Section 279 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State;"

A Bill to provide for the appointment of Trial Justices, the organization of their Courts, and the jurisdiction of the same;

A Bill to impose upon Clerks of Courts certain duties heretofore performed by Commissioners in Equity;

A Senate Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices;"

A Bill to abolish the right of dower;

A Joint Resolution authorizing the Attorney-General to appoint a Committee to investigate outrages perpetrated in various Counties;

A Bill to vest in the President of the Senate and Speaker of the House of Representatives power to call extra sessions of the General Assembly;

A Bill to provide for the paying of improvements made on the property of other persons;

A Senate Bill to enlarge and define the Powers of the Charleston City

Board of School Commissioners, and to allow said Board to levy a tax for the support of Free Schools in the City of Charleston ;

A Joint Resolution authorizing the President of the Senate and Speaker of the House of Representatives to call a special session of the Legislature ;

A Senate Bill to regulate the Granting of writs of *habeas corpus* in certain cases.

The following Bills and Resolutions were taken up, and, on motion, laid on the table :

Resolution (by Mr. Byas) that His Excellency the Governor be requested to communicate with the President of the United States, and request sufficient number of Military Officers to drill Militia of the State ;

A Senate Joint Resolution authorizing the County Commissioners of Spartanburg County to levy a special tax ;

A Bill to incorporate the Saving, Building and Loan Association, of South Carolina ;

Resolution for the appointment of Mail Carrier for the House of Representatives ;

A Bill to incorporate the Workingmen's Mutual Benefit Life Assurance Association of South Carolina ;

A Bill to authorize the County Commissioners of Lancaster County to levy a special or additional tax.

A Report of the Joint Committee appointed to investigate certain affairs at the Penitentiary was taken up.

On motion of Mr. JERVEY, the Report was received as information, and the Committee discharged.

A Bill to incorporate the Continental Telegraph Company was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to establish Big House Ferry, in Beaufort County, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to protect the interests of the State wherever payment of interest now due remains unpaid on bonds issued by any railroad company, and whereon the guaranty of the State is endorsed, was taken up.

The Bill was read the second time, and ordered to be engrossed.

Mr. HEDGES, from the Committee on Commerce, reported back a Senate Bill to incorporate the Waccamaw and Little River Canal Company, and recommended it do pass.

On motion of Mr. JAMISON, the Report was laid on the table to take the up Bill.

The Bill was ordered to lie over for a second reading.

Mr. WHIPPER, by leave, introduced

A Joint Resolution authorizing the State Auditor and County Commissioners to levy certain taxes.

Read the first time, and referred to the Committee on Ways and Means.

Also, a Joint Resolution authorizing the State Treasurer to pay L. A. Bigger \$12,000.

Read the first time, and referred to the Committee on Ways and Means.

A Joint Resolution authorizing the Secretary of State to contract with the Southern Domestic Gas Light Company, for the illumination of the State House and public offices therein, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to authorize E. F. English to build a Wharf and collect wharfage, at Port Royal City, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to provide for the establishment of Agricultural Colleges was taken up.

The Bill was put upon its second reading.

Mr. JAMISON moved to strike out the enacting clause. Agreed to.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading:

A Bill to Create a Debt of the State of South Carolina, to be known as the Sterling Funded Debt, the same, or the proceeds thereof, to be exclusively used in Exchange for, or in Payment of, the Existing Public Debt of the said State.

The Bill was put upon its third reading.

Mr. A. L. SINGLETON called the previous question on the passage of the Bill, and the call was sustained.

Mr. FROST arose to a point of order, that the Bill having been considered after the hour of 12 M, March 2d, could not be read a third time this day (March 3d.)

The SPEAKER ruled the point not well taken.

Mr. FROST appealed from the decision of the Chair.

On the question: "Shall the decision of the Chair be sustained?"

Mr. BOSEMON called for the yeas and nays, which were taken and are as follows:

Yeas, 75; nays, 24. So the decision of the Chair was sustained.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Bowley, Bryan, Byas, L. Cain, E. Cain, Corwin, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Goodson, S. Greene, J. A. Green, Guffin, Hardy, Harris, Hart, C. D. Hayne, J. N. Hayne, Hedges,

Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lang, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Moore, Mickey, Myers, Nehemias, O'Connell, Pendergrass, Ramsay, Reedish. Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper and White.—75.

Those voting in the negative are :

Messrs. Andell, Bosemon, Boston, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Frost, Giles, Goggins, Hagood, Jervey, Kuh, Litchfield, Lyle, Miles, Shauklin, R. M. Smith, Talbert, Taylor, Williams, Wilson and Wofford.—24.

On the main question, (which was the passing of the Bill, and ordering it to be sent to the Senate,)

Mr. LEE called for the yeas and nays, which were taken, and are as follows :

Yeas, 83; nays, 24. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Bascomb, Berry, Bowley, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Goodson, S. Greene, J. A. Greene, Guffin, Hardy, Harris, Hart, C. D. Hayne, James N. Hayne, Hedges, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Johnson, Jones, Keith, Kennedy, Lang, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Moore, Mickey, Myers, Nehemias, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Sumpter, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper and White.—83.

Those voting in the negative are :

Messrs. Andell, Bosemon, Boston, Crittenden, Derrick, Doyle, Duncan, Dusenbury, Frost, Giles, Goggins, Hagood, Jervey, Kuh, Litchfield, Lyle, Miles, Shanklin, R. M. Smith, Talbert, Taylor, Williams, Wilson and Wofford.—24.

The following paper was presented to be entered on the Journal :

We, the undersigned, vote "No," upon "A Bill to Create a Debt of the State of South Carolina, to be known as the Sterling Funded Debt," &c, &c., for the following reasons :

We think the measure a good one, and, if properly managed and directed, might be productive of good and substantial results; but, believing that a majority of those composing the "Financial Board," are with

out that financial knowledge and experience, which is so eminently required to successfully carry out such grave and important measures as the one in question, and, further, believing that such safeguards as will properly and efficiently protect the interests of the State have been neglected, we are constrained to vote as above indicated.

(Signed)

F. H. FROST,
BENJ. A. BOSEMON,
CHARLES S. KUH,
JOSEPH D. BOSTON,
C. J. ANDELL,
FORTUNE GILES,
W. R. JERVEY,
M. GOGGINS.

A Bill to make appropriations for the per diem and mileage of the members of the General Assembly. and other expenses incidental thereto.

The Bill received its third reading.

On the question of passing the Bill, and ordering it to be returned to the Senate, with amendments,

Mr. W. M. THOMAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 64 ; nays, 36. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Berry, Bryan, Byas, L. Cain, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Giles, Goggins, J. A. Green, Guffin, Harris, Hart, C. D. Hayne, J. N. Hayne, Henderson, Holmes, Hudson, Humphries, Hurley, Jackson, Jamison, Johnson, Jones, Lee, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Moore, Mickey, Nerland, O'Connell, Ramsay, Reedish, Rivers, Simons, A. L. Singleton, J. P. Singleton, Small, Sumpter, Tarlton, W. M. Thomas, Thompson, Warley and Whipper.—64.

Those voting in the negative are :

Messrs. Andell, Bosemon, Boston, Bowley, Crittenden, T. A. Davis, Derrick, Doyle, Dusenbury, Frost, Gantt, Garey, Goodson, S. Greene, Hagood, Hardy, Hedges, Humbert, Jervy, Kuh, Lang, Levy, Litchfield, Lyle, Miles, Myers, Nehemias, Pendergrass, Shanklin, Smart, R. M. Smith, Taylor, J. W. Thomas, Williams, Wilson and Wofford.—36.

Mr. MICKEY, from the Committee on Mines, Mining and Manufactures, reported back a Senate Bill to incorporate the Brewer Gold Mining Company, of South Carolina, and recommended it do pass.

On motion of Mr. JAMISON, the report was laid on the table to take the Bill.

The Bill was ordered to lie over for a second reading.

Mr. BYAS, from the Committee on Claims, reported back the account of E. Cain and others, for services as Special Contables, in Abbeville County, and recommended that they be paid.

On motion of Mr. JAMISON, the report was adopted, and ordered to be sent to the Senate.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Senate Bill to provide for the construction and repairs of Public Highways.

On motion of Mr. FERGUSON, the report was laid on the table to take up the Bill.

The Bill was ordered to lie over for a second reading.

Mr. MYERS introduced the following resolution, which was adopted :

Resolved, That when this House adjourns, it stand adjourned to meet at 10 o'clock A. M., to-morrow.

Mr. O'CONNELL presented the claim of T. J. McMakin, for services as Special Constable.

Referred to the Committee on Claims.

Mr. WHIPPER submitted the following :

The Special Committee appointed, relative to the address in the case of the Hon. Wm. M. Thomas, Judge of the Sixth Judicial Circuit, beg leave to report that they have taken the testimony in said case, and cannot avoid the conclusion, that Judge Thomas is not now, nor has been, a resident of the Sixth Judicial Circuit since his election to the office of Judge ; we therefore unanimously recommend the adoption of the address ; we further recommend the adoption of the following Resolution :

Resolved, That Hon. Wm. M. Thomas, Judge of the Sixth Judicial Circuit, be summoned before this House on to-morrow, the 4th instant, at 10 A. M., to make his defence.

On motion, the Resolution was adopted.

The following is the Address referred to :

To His Excellency R. K. Scott, Governor of South Carolina :

Your petitioners, members of the General Assembly of the State of South Carolina, would respectfully show unto your Excellency that, in accordance with Section 4 of Article VII of the Constitution of the State, they hereby request the removal from office of Wm. M. Thomas, Judge of the Sixth Judicial Circuit, he, as such Judge, having violated Section 13 of Article IV of the State Constitution, which Section explicitly states that any person who shall be elected a Circuit Judge shall reside in the Circuit over which he presides. Your petitioners would respectfully state that since his election, said Judge Thomas has never, in compliance with

said Section of the Constitution, resided in the Circuit to which he was elected, and would, therefore, pray your Excellency for the removal of said Judge Wm. M. Thomas.

A Bill to prevent persons from holding more than one office of profit and trust at the same time in this State was taken up.

On motion of Mr. LEE, the further consideration of the Bill was postponed until the next Regular Session.

A Bill to regulate Passenger Fares on Railroads was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to incorporate the Wadmaw Light Guard was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to regulate the Granting of Divorces was taken up.

The Bill was put upon its second reading.

On motion of Mr. HUNTER, the further consideration of the Bill was postponed until the next Regular Session.

A Bill (and substitute) to authorize Wm. B. Anderson to practice as a veterinary surgeon was taken up.

The substitute (a Joint Resolution, same title) was read and adopted.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Bill to incorporate the Benford and Mazyck Ethiopian Troupe was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to repeal the charter of Rantowle's Bridge, and to make the same a public highway, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to charter the Jacksonboro Ferry was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to regulate the manufacture and sale of Commercial Fertilizers in the State of South Carolina was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Bill to confer the rights of legitimacy on certain children was taken up.

The amendment recommended by the Committee, the adoption of the following Section, as a substitute for Sections one and two of the Bill, was adopted:

"SECTION 1. That the children begotten of the body of Anna Smith, late of the County of Oconee, called by the names of Jacob Ferrel Smith, Sarah Malissa Smith, Artamissa J. Smith and Joseph Henry Smith, be, and they are hereby, invested with all the rights and privileges of legitimate children, in the same manner and to the same extent as if they had been born in lawful wedlock."

The Bill was read the second time, and ordered to be engrossed.

Mr. JONES, from the Committee on Railroads, reported back a Senate Joint Resolution to extend the time for the completion of the Port Royal Railroad, and recommended it do pass.

On motion of Mr. MYERS, the Report was laid on the table to take up the Joint Resolution.

The Joint Resolution was ordered to lie over for a second reading.

A Senate Bill to more effectually provide for the recording of all conveyances of real estate was taken up.

The amendment recommended by the Committee to Section 1. by striking out the word "three," on second line, and inserting in lieu thereof the word "thirty," was adopted.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to enable judgment debtors to sell their real and personal property, and to confirm sales already made in conformity with conditions therein specified, was taken up.

The Bill was read the second time, and ordered to be engrossed.

Consideration of Senate Message, No. 55, relating to a Bill to regulate the manner of drawing Juries.

On motion of Mr. LEE, a message was sent to the Senate, informing that body that the House respectfully insists upon its refusal of non-concurrence in Senate amendments, and, further, requests a Committee of Free Conference.

A Joint Resolution authorizing the Governor to have the flooring and roof of the State House repaired was taken up

The amendment recommended by the Committee, as follows, was adopted:

By striking out the words "laying a new flooring of marble," and inserting "cementing or the use of;" also, by inserting after the word "material" the words "and also to repair the roof of the State House."

The Joint Resolution was read the second time, and ordered to be engrossed.

Consideration of Governor's Message, No. 14, returning, without his approval, an Act to empower the County Commissioners of Georgetown County to levy a special tax.

On motion of Mr. JONES, the further consideration of the Message was postponed until the next regular session.

On motion of Mr. FROST, the vote whereby the House struck out the enacting clause of a Bill to provide for the establishment of Agricultural Colleges was reconsidered.

The Bill was taken up.

Mr. JAMISON moved to postpone the Bill till Monday next at 1:30 P. M.

Mr. JERVEY called the previous question on the whole matter, and the call was sustained.

On the main question, (which was to postpone the Bill till Monday next, at 1:30 P. M.)

Mr. BYAS called for the yeas and nays, which were taken, and are as follows :

Yeas, 5 ; nays, 63. Not agreed to.

Those voting in the affirmative are :

Messrs. Bascomb, C. D. Hayne, Humphries, Small and Yocom.—5.

Those voting in the negative are :

Messrs. Bosemon, Boston, Bowley, Byas, E. Cain, Crittenden, Dannerly, James Davis, T. A. Davis, Dennis, Doyle, Duncan, Dusenbury, Farr, Frost, Gantt, Garey, Giles, Goodson, Goggins, Samuel Greene, Hagood, Hardy, Hart, James N. Hayne, Hedges, Henderson, Holmes, Hudson-Humbert, Hunter, Jamison, Jervcy, Jones, Kuh, Lang, Lee, Lyle, Mad-docks, W. J. McDowell, Mead, Mobley, Moore, Myers, Nehemias, Nerland, Ramsay, Shanklin, A. L. Singleton, J. P. Singleton, Smart, R. M. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Warley, Whipper, White, Williams Wilson, and Wofford.—63.

On the question "Shall the main question now be put?" (the main question being the passing of Section 1 to a third reading,) it was decided in the negative, and the previous question was exhausted.

On motion of Mr. BYAS, at 11 P. M., the House adjourned till to-morrow, at 10 A. M.

SATURDAY, MARCH 4, 1871.

Pursuant to adjournment, the House met at 10 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

The reading of the Journal of the previous day was dispensed with.

Prayer by Rev. R. TARLTON.

GENERAL ORDERS.

A Bill to provide for the establishment of Agricultural Colleges, being the unfinished business of yesterday, at the hour of adjournment, was taken up.

The Bill was considered,

On motion of Mr. WHIPPER, the business before the House was suspended temporarily.

Mr. WHIPPER introduced the following Resolution, which was adopted :

Resolved, That this House do adjourn at half-past 11 A. M., to meet at 7 P. M.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading, the following:

A Bill to incorporate the Winyah Guards, of Georgetown, S. C.

A Bill to amend and extend the charter of the Planters' and Mechanics' Bank of South Carolina, and for other purposes therein named ;

A Bill to establish the Charleston Charitable Association of the State of South Carolina, for the benefit of the Free School Fund.

The above named Bills were read the third time, passed, and ordered to be sent to the Senate.

Mr. J. N. HAYNE, from the Committee on Public Printing, reported back a Senate Joint Resolution to provide for the republication of certain statutes of this State, and Journals of the General Assembly, and recommended it do pass.

On motion of Mr. C. D. HAYNE, the report was laid on the table to take up the Joint Resolution.

On motion of Mr. J. N. HAYNE, Rule 77 was suspended for the remainder of the session.

The Joint Resolution was taken up, and put upon its second reading.

Mr. WHIPPER moved to strike out the resolving clause.

Mr. A. L. SINGLETON moved to indefinitely postpone the motion to strike out.

On motion of Mr. C. D. HAYNE, the further consideration of the matter was made the Special Order for 8 P. M.

The SPEAKER laid before the House the following communication :

COLUMBIA, S. C., March 4, 1871.

To the Honorable the Speaker and Members

of the House of Representatives :

GENTLEMEN: I am too unwell to attend your call to-day to make my defence. If the emergency is so great that the matter cannot be deferred, such is my indisposition, and so short is the notice, that, if I were well, I could not prepare to meet you at the time stated, that I must ask you to do to me, without my presence, that justice I have always tried to give to others.

Very respectfully, your obedient servant,
(Signed)

WM. M. THOMAS.

On motion of Mr. WHIPPER, the time was extended till 9 P. M.
The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 58.

IN THE SENATE, COULUMBIA, S. C., March 4, 1871

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it has agreed to the report of the Committee of Conference on causes of disagreement to Senate amendments to a Bill to make appropriations and raise supplies for the year commencing November 1, 1870.

Very respectfully,

(Signed,)

A. J. RANSIER,
President of Senate.

Mr. WHIPPER, from the Committee of Conference, submitted the following :

The Committee on part of the House, appointed to meet conferees on The Committee of Conference on disagreement to Senate amendments to a Bill to make appropriations and raise supplies for the year commencing November 1, 1870, beg leave to Report :

That the Senate amendments have been concurred in, except the following :

Section 1, line thirty-two, for "additional clerical services, five hundred dollars," which relates to the Auditor of the City of Charleston.

Section 2, lines one and two, where the Senate strikes out "twenty-five," and inserts "fifteen," which relates to the Governor's contingent fund.

Section 5, line two, where the Senate strikes out "eighty" and inserts "sixty," which relates to the construction of the Penitentiary.

Section 7, the striking out of the "Military Department."

Committee therefore recommend that the Senate recede from its action in the foregoing amendments, and that "five hundred dollars," be allowed the Auditor of the City of Charleston "for additional clerical services."

That "twenty thousand dollars" be allowed the Governor for his contingent fund.

That "eighty thousand dollars," be allowed for "constructing the Penitentiary."

That Section 7, in the original Bill, be restored, and that ten thousand dollars be allowed for Military Expenses.

Also, the following amendment :

"For the purposes indicated in Section 7, approved March 9th, 1869, five thousand dollars."

On motion of Mr. C. D. HAYNE, the Report was adopted, and a message sent to the Senate.

PAPERS FROM THE SENATE.

The Senate sent to this House a Concurrent Resolution authorizing the State Treasurer to pay to Hon. R. F. Graham, the amount undrawn, appropriated for Judge of the First Circuit, for the fiscal years ending October 31, 1871, and October 31, 1872.

On motion of Mr. YOCOM, the Resolution was laid on the table, and a message sent to the Senate accordingly.

Mr. WHIPPER, from the Committee on Ways and Means, reported back the following, and recommended it do pass:

A Joint Resolution authorizing the State Auditor and County Commissioners to levy certain taxes.

The Joint Resolution was taken up, read the second time, and ordered to be engrossed.

Also, reported back the following, and recommended it do pass:

A Joint Resolution authorizing State Treasurer to pay L. A. Bigger a sum of \$12,000, and for other purposes;

On motion of Mr. MYERS, the report was laid on the table to take up the Joint Resolution.

The Joint Resolution was taken up, and put upon its second reading

A discussion ensued, pending which, at 11:50 A. M., the SPEAKER declared the House adjourned till 7 P. M.

EVENING SESSION.

Pursuant to adjournment, the House met at 7 P. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading, the following:

A Joint Resolution authorizing the Secretary of State to contract with the Southern Domestic Gas Light Company, for the illumination of the State House and offices thereof;

A Bill to confer the rights of legitimacy on certain children;

A Bill to provide the manner for obtaining the right of way where lands are surrounded by other lands;

A Bill to permit Wm. B. Myers to adopt and make his lawful heir

Dora V. Baxter, and to change the name of the said Dora V. Baxter to Dora V. Myers.

The Bills were read the third time, passed, and ordered to be sent to the Senate.

Also, the following:

A Senate Bill to regulate the call of the docket of the Supreme Court ;

A Senate Bill to incorporate the Union Gold Mining Company, of South Carolina ;

A Senate Bill to enable judgment debtors to sell their real and personal property, and to confirm sales already made in conformity with conditions therein specified ;

A Senate Bill to relinquish all the right, title and interest of the State of South Carolina, in and to certain real estate, whereof one Napoleon B. Pouncey, of Horry, a bastard, died seized, and vest the same in certain persons therein named.

The Bills were taken up, read the third time, passed, titles changed to Acts, and ordered to be enrolled.

Also,

A Senate Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, and to grant to the persons therein named, and their associates, the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina, for Phosphate rocks and Phosphatic deposits.

The Bill was put upon its second reading.

Mr. YOCOM moved to strike out the enacting clause of the Bill.

Mr. DENNIS moved to indefinitely postpone the motion to strike out.

Mr. A. L. SINGLETON moved to lay the motion on the table.

On this Mr. YOCOM called for the yeas and nays, which were taken, and are as follows :

Yeas, 27 ; nays, 58. Not agreed to.

These voting in the affirmative are :

Messrs. Adamson, Bryan, Byas, E. Cain, Corwin, Ellison, Farr, Ford, Gardner, Goodson, Guffin, Hardy, Hudson, Humbert, Humphries, Jackson, Jamison, Ramsay, Shanklin, A. L. Singleton, Smart, A. Smith, J. W. Thomas, Warley, Wofford and Yocom.—27.

Those voting in the negative are :

Messrs. Andell, Bascomb, Boston, Bowley, Briggs, L. Cain, Cousart, Crittenden, Dannerly, J. Davis, T. A. Davis, Doyle, Duncan, Dusenbury, Ferguson, Gaither, Gantt, Garey, Giles, Goggins, S. Greene, J. A. Green, Hagood, Harris, Hart, C. D. Hayne, Hedges, Hurley, Jervay, Johnson, Jones, Kuh, Lee, Levy, Litchfield, Lloyd, T. D. McDowell, W. J. McDowell, Miles, Mobley, Moore, Mickey, Myers, Nehemias, Pendergrass,

Reedish, Rivers, Saunders, Small, R. M. Smith, Sumpter, Taylor, W. M. Thomas, Thompson, Whipper, Williams and Wilson.—58.

The question being taken on the motion to indefinitely postpone the motion to strike out the enacting clause, it was decided in the affirmative.

On the question of passing the Bill, changing the title to that of an Act, and ordering it enrolled,

Mr. A. L. SINGLETON called for the yeas and nays, which were taken, and are as follows :

Yeas, 62 ; nays, 31. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Berry, Boston, Bowley, Byas, L. Cain, E. Cain, Crittenden, Jas. Davis, T. A. Davis, Dusenbury, Elliott, Ellison, Farr, Ferguson, Gaither, Gantt, Giles, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hagood, Harris, C. D. Hayne, Holmes, Hudson, Hurley, Jackson, Jervey, Johnson, Jones, Keith, Lang, Lee, Levy, Logan, Lyle, McDaniels, T. D. McDowell, Mead, Mobley, Mickey, Myers, Nehe-mias, Pendergrass, Rivers, Saunders, Shanklin, Simons, J. P. Singleton, Smart, R. M. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, Thompson, Whipper, White, Williams and Wilson.—62.

Those voting in the negative are :

Messrs. Andell, Briggs, Bryan, Corwin, Cousart, Dannerly, Ford, Gardner, Garey, Hardy, Hart, Hedges, Humbert, Humphries, Hunter, Jamison, Kuh, Littlefield, Lloyd, Maddocks, W. J. McDowell, Milton, Moore, Ramsay, Reedish, A. L. Singleton, Small, A. Smith, Warley, Wofford and Yocom.—31.

Also, a Senate Joint Resolution directing part of a certain tax to be devoted to the erection of a court house and jail at Manning.

The Joint Resolution was read the third time, passed, and ordered to be enrolled.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 20.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 4, 1871.

Gentlemen of the House of Representatives :

I return to your honorable body, in which it originated, the Joint Resolution to appoint Trustees for the De La Howe Free School, Abbeville County, without my signature, for the following reasons :

It proposes to change the present Board of Trustees, without any alle-

gation of their incapacity, inefficiency or misappropriation of the fund entrusted to their charge. On the contrary, it is asserted by respectable citizens of Abbeville County that they have managed, satisfactorily and successfully, the finances of the estate for more than thirty years. A majority of the Trustees proposed in the Joint Resolution now under consideration are persons of very little experience in finance; and, while their integrity or good intentions are not impugned, I regard it of the highest importance that sufficient guards should be provided for the security of the fund and its proper application to its benevolent purposes. I would therefore suggest that, in the formation of such a law, the proposed Trustees should be directed to give ample security for the faithful performance of their duties and the funds entrusted to their care.

Regretting the necessity for my disagreement with your honorable body,

I am, very respectfully,

(Signed)

ROBERT K. SCOTT, Governor.

On motion of Mr. HURLEY, the further consideration of the Message was postponed, and made the Special Order for Monday next, at 1 P. M.

PAPERS FROM THE SENATE.

The Senate returned, with amendments,

A Bill relating to the Greenville and Columbia Railroad Company.

On the question of concurring in the Senate amendment, changing the title to read "A Bill to promote the consolidation of the Greenville and Columbia Railroad Company and the Blue Ridge Railroad;"

Mr. LYLE called for the yeas and nays, which were taken, and are as follows:

Yeas, 79; nays, 20. Agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Bascomb, Berry, Boston, Briggs, Bryan, L. Cain, E. Cain, Corwin, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, J. A. Green, Guffin, Hagood, Hardy, Harris, Hart, Hedges, Hudson, Humbert, Humphries, Hunter, Hurley, Jackson, Jamison, Jervy, Johnson, Jones, Keith, Lang, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mobley, Moore, Mickey, Nehemias, Nerland, O'Connell, Pendergrass, Ramsay, Reedish, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Small, Smart, Abraham Smith, Sumpter, Tarlton, W. M. Thomas, J. W. Thomas, Thompson, Whipper and White.—79.

Those voting in the negative are:

Messrs. Andell, Bosemon, Byas, Crittenden, Doyle, Duncan, Dusen-

bury, Frost, Holmes, Kuh, Logan, Lyle, Miles, Shanklin, R. M. Smith, Taylor, Warley, Williams, Wilson and Wofford.—20.

The House having concurred in the other amendments,

Ordered, That the title of the Bill be changed to an Act, and ordered to be enrolled.

Also, the following :

MESSAGE FROM THE SENATE, No. 60.

IN THE SENATE, COLUMBIA, S. C., March 4, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that it agrees to the request of your House for the appointment of a Committee of Free Conference relative to matters of disagreement between the two Houses, on Senate amendments to House Bill to regulate the manner of drawing, juries. Messrs Corbin and Clinton have been appointed a Committee on the part of the Senate.

Very respectfully,

(Signed)

A. J. RANSIER,
President of Senate.

The SPEAKER announced as the Committee on the part of the House. Messrs. Whipper, C. D. Hayne, Jamison, A. L. Singleton and Rivers.

A message was sent to the Senate accordingly.

Also, returned, with concurrence, Report of Medical Committee on the account of W. R. Jones, M. D., for *post mortem* examination.

The SPEAKER laid before the House the following

COMMUNICATION:

STATE OF SOUTH CAROLINA, SENATE CHAMBER,
COLUMBIA, March 3, 1871.

To the Honorable the Speaker and members House of Representatives of the State of South Carolina:

GENTLEMEN: In looking over a Bill, from the House of Representatives providing for the creation of a debt of the State, to be known as the Sterling Funded Debt, now pending in the Senate, I observe that it is provided that the President of the Senate shall be one of a Commission to approve certain appointments to be made under the provisions of said Bill.

While I accept the compliment of the House of Representatives in so far as its action refers to me officially in connection with a matter of so much moment to the people of South Carolina, for reasons, most satisfactory to myself, involving, possibly, my own independence and integrity of

character, I beg leave to say that, against the request of His Excellency the Governor and others, I shall not consent to serve on such a Commission.

Very respectfully,

(Signed) ,

A. J. RANSIER,

Lt. Governor, and *ex officio* President of Senate.

Received as information.

Mr. HAGOOD, from the Committee on Charitable and Religious Institutions, to whom was referred a petition to incorporate the Wallingford Presbyterian Church and Academy, of Charleston, South Carolina, reported by

A Bill to incorporate the Wallingford Church and Academy, of Charleston, South Carolina.

Read the first time and ordered to lie over for second reading.

Mr. SIMONS presented a copy of contract and specification, for the completion of the Lunatic Asylum, and, in connection therewith, offered the following Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas, a Joint Resolution, passed by the General Assembly, provides that a contract for building an "L" to the Lunatic Asylum be made in accordance with law ; therefore, be it

Resolved, That the following contract and plans be approved of.

Mr. CREWS, from the Committee on Internal/Improvements, reported back a Senate Bill for the better protection of migratory fish, and recommended it do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table.

The Bill was taken up, read the second time, and ordered to be engrossed.

At the hour of 9 P. M , the House proceeded to the consideration of the

SPECIAL ORDER.

Answer^d of Hon. Wm. M. Thomas, Judge of the Sixth Judicial Circuit, to charge of violation of Section 13, Article IV, of the Constitution.

Judge Thomas appeared, and requested that, as he was physically indisposed, he might be represented by Council.

On motion of Mr. WHIPPER, the request was granted.

The Report of the Special Committee was read, and the testimony taken in the case was read.

Mr. KEITH moved to lay the whole matter on the table.

MONDAY, MARCH 6, 1871.

A Joint Resolution authorizing the State Treasurer to pay L. A. Bigger twelve thousand dollars was taken up.

The Joint Resolution was put upon its second reading.

Mr. HUMBERT moved to amend Section 1, by striking out "\$12,000" and inserting "\$5,000."

Pending the further consideration,

On motion of Mr. SUMPTER, the House adjourned till Monday next, at 11 A. M.

MONDAY, MARCH 6, 1871.

Pursuant to adjournment, the House met at 11 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. W. D. Harris, Chaplain.

The Journal of Saturday was read and confirmed.

GENERAL ORDERS.

A Joint Resolution authorizing the State Treasurer to pay L. A. Bigger the sum of \$12,000, and for other purposes, being the unfinished business of yesterday at the hour of adjournment, was taken up.

On motion of Mr. HUMBERT, the resolving clause was stricken out.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed, and ready for a third reading, the following:

A Senate Bill to incorporate the Workingmen's Mutual Benefit Life Assurance Association, of South Carolina;

A Senate Bill to charter the Jacksonboro Ferry;

A Senate Bill to provide for the government of the South Carolina Institute for the Education of the Deaf, Dumb and Blind;

A Senate Bill to incorporate the Young Men's Brotherly Association;

A Senate Bill to incorporate the Healing Springs Baptist Church, in Barnwell County, S. C.;

A Bill to renew and amend the charter of the town of Anderson.

The Bills were read the third time, passed, titled changed to that of Acts, and ordered to be enrolled.

Also,

A Joint Resolution authorizing J. A. Mayes, executor, to sell certain lands in Sumter County ;

A Bill to repeal the charter of Rantowles' Bridge, and to make the same a public highway ;

A Joint Resolution authorizing the State Auditor and County Commissioners to levy certain taxes ;

A Joint Resolution to authorize Wm. B Anderson to practice as a veterinary surgeon ;

A Joint Resolution authorizing the Governor to have flooring and roof of State House repaired ;

A Bill to establish Big House Ferry in Beaufort County ;

A Bill to incorporate the Benford and Mayzck Ethiopian Troupe ;

A Bill to regulate passenger fares on Railroads ;

A Bill to authorize E. J. English to build a wharf, and collect wharfage, at Port Royal City ;

A Bill to permit Wm. B. Myers to adopt and make his lawful heir Dora V. Baxter, and to change the name of the said Dora V. Baxter to Dora V. Myers ;

A Joint Resolution to require the Governor to communicate with the proper authorities of the State of Georgia, with a view to a re-adjustment of a boundary line between the States of Georgia and South Carolina, and authorizing the appointment of three Commissioners.

The above named Bills and Joint Resolutions were read the third time, passed, and ordered to be sent to the Senate.

Mr. MYERS introduced the following Resolution, which was adopted :

Resolved, That when this House adjourns, it stand adjourned to meet this evening at 7:30 P. M.

Mr. WILLIAMS introduced the following Resolution, which was, on motion of Mr. BYAS, laid on the table :

Resolved, That Mr. Wilkes be requested to communicate to this House, to-morrow, in writing, the substance of the information he and his Committee conveyed to President Grant, in relation to the disturbed condition of affairs in this State, as well as the result of their mission and interview with President Grant.

Mr. FROST introduced the following Preamble and Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas Section 3 of the Educational Act prescribes that the books for the use of common schools decided upon by the Commission provided for therein, shall not be changed unless by authority of the General Assembly; and whereas, a suit pending in Court renders it impossible for certain books, much needed, to be obtained; therefore, be it,

Resolved by the House of Representatives, the Senate concurring, That the State Superintendent of Education be, and he is hereby, authorized to summon the Commission, provided for as aforesaid, who are hereby authorized to make such changes in the text books prescribed as may be necessary, provided no change shall be made, save in the books enjoined, namely, Harvey's English Grammars.

Mr. GILES introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate:

Resolved by the House of Representatives, the Senate concurring. That the Clerks of the two Houses be instructed to issue pay certificates for per diem of members and salaries of subordinate officers and employees to and including March 7, 1871.

Mr. MYERS, introduced the following Resolution, which was adopted:

Resolved, That the Committee on Railroads, through its Chairman, be ordered to report back to this House, at 1 o'clock this day, Senate Joint Resolution to extend the time for the completion of the Port Royal Railroad.

GENERAL ORDERS.

A Senate Joint Resolution to provide for the republication of certain Statutes of this State and Journals of the General Assembly was taken up.

On motion of Mr. Lee, the motion (by Mr. Whipper) to strike out the resolving clause, was laid on the table.

On the question of passing the Joint Resolution to a third reading, and ordering it to be engrossed,

Mr. MYERS called for the yeas and nays, which were taken, and are as follows:

Yeas, 43; nays, 36. Agreed to.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Bowley, Briggs, Bryan, Byas, E. Cain, Dannerly, T. A. Davis, Dennis, Dusenbury, Ellison, Farr, Ferguson, Ford, Gaither, Gardner, Giles, Guffin, Harris, Hart, C. D. Hayne, Hedges, Henderson, Holmes, Humbert, Hunter, Johnson, Jones, Keith, Lee, Logan, McDaniels, O'Connell, Pendergrass, Saun-

ders, J. P. Singleton, Small, Sumpter, Tarlton, W. M. Thomas, Wallace and Wofford.—43.

Those voting in the negative are:

Messrs. Bascomb, Corwin, J. Davis, Derrick, Frost, Gantt, S. Greene, Hagood, Hardy, Humphries, Jackson, Jervey, Kennedy, Lloyd, Lyle, Maddocks, T. D McDowell, W. J. McDowell, Milton, Mobley, Moore-Myers, Nehemias, Reedish, Shanklin, Simons, Smart, A. Smith, R. M. Smith, Sullivan, Taylor, J. W. Thomas, White, Williams, Wilson and Yocom.—36.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Senate Bill to recharter Maxwell's Bridge, over Seneca River, in Oconee County, and recommended that it do pass.

On motion of Mr. JONES, the Report was laid on the table to take up the Bill.

The Senate Bill and House Bill of same title were taken up.

On motion of Mr. SHANKLIN, the House Bill was laid on the table.

The Senate Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the Waccamaw and Little River Canal Company was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to amend the charter of the town of Union was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to alter and renew the charter of the town of Manning was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the town of Midway was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution to authorize the County Commissioners of Marlboro' to levy a special tax was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to amend an Act entitled "An Act to regulate the Agencies of Insurance Companies not incorporated in the State of South Carolina," was taken up.

The Bill was read the second time, and ordered to be engrossed.

PAPERS FROM THE SENATE.

The Senate sent to the House the following:

A Bill to amend an Act entitled "An Act to grant, renew and amend the charter of certain towns and villages therein mentioned."

Read the first time, and referred to the Committee on Incorporations.

A Bill to authorize and require the County Commissioners of Barnwell County to establish a road from Blackville to Allendale.

Read the first time, and referred to the Committee on Roads, Bridges and Ferries.

Also,

Report of Medical Committee, on account of Dr. W. L. Templeton.
Referred to the Medical Committee.

Also, returned with concurrence,

Resolution to appoint Committee to examine the accounts of the Treasurer.

GENERAL ORDERS.

A Senate Joint Resolution to allow J. M. Plowden, of Clarendon County, to redeem certain forfeited lands, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

A Senate Bill to amend an Act entitled "An Act establishing a line beyond which the wharves shall not be extended in the city of Charleston, and for other purposes," ratified December 21, 1836, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to amend an Act entitled "An Act to regulate the formation of corporations," approved December 10, 1869, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to vest the right and title of the State in and to certain escheated property in a certain person therein mentioned was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to amend an Act to provide for the conversion of State securities was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to regulate the tenure of certain civil offices was taken up.

On motion the further consideration of the Bill was postponed until 2 P. M. this day.

A Senate Bill to establish a ferry across the Catawba River, near the late John S. Perry's mill, and for other purposes, was taken up.

The Bill was read the second time, and ordered to be engrossed.

Mr. DENNIS, on behalf of the Committee on Railroads, reported back a Senate Joint Resolution to extend the time for the completion of the Port Royal Railroad, and recommended it do pass.

On motion of Mr. MYERS, the Report was laid on the table to take up the Joint Resolution

The Joint Resolution was taken up, read the second time, and ordered to be engrossed.

Mr. WHIPPER, from the Joint Committee of Conference, submitted the following

REPORT.

The Joint Committee on Finance and Ways and Means, instructed to visit the Comptroller-General's office to examine into his arrangements for the safe custody of the public property in his keeping, beg leave to report that they have carefully examined the same, including vault and fire proof safes; also, manner of keeping records of bonds placed in his keeping by fire and life insurance companies, according to law; we find that the vaults and safes are absolutely fire and burglar proof, and that the records of bonds deposited, and coupons paid from same, are kept in good order, and are easy of reference.

(Signed)

JOS. A. GREENE,
Chairman Finance Committee.

W. J. WHIPPER,
Chairman Committee of Ways and Means.

On motion of Mr. R. M. SMITH, the Report was received as information.

A Senate Bill to regulate the disposition of fines and penalties imposed and collected in criminal causes by the Circuit Court of General Sessions and Trial Justices was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to empower the State to maintain the beneficiaries in the Lunatic Asylum, instead of the several Counties, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Joint Resolution to pay Wm. B. Timmons \$233.44, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

Mr. BYAS introduced the following Resolution, which was adopted:

Resolved, That the Committee on Education, to whom was referred a Bill to incorporate the Claflin University and the State Agricultural College of South Carolina be, and are hereby, ordered to report the same to this House at seven and a half o'clock this evening.

SPECIAL ORDER FOR 1 P. M.

Consideration of Governor's Message, No. 20, returning, without approval, a Joint Resolution to appoint Trustees for the De La Howe Free School, Abbeville County.

On the question, " Shall the Joint Resolution pass, the objections of

His Excellency the Governor to the contrary notwithstanding," the yeas and nays were ordered, in pursuance of Section 22, Article III, of the Constitution, resulting as follows :

Yeas 24 ; nays 53.

The veto of His Excellency the Governor was sustained, two-thirds of the members not having voted in the affirmative.

Those voting in the affirmative are :

Messrs. Andell, Bryan, Byas, E. Cain, Dannerly, Ellison, Farr, Ferguson, Gaither, Giles, Goggins, Harris, Henderson, Holmes, Humbert, Humphries, Hunter, Jamison, Johnson, McDaniels, Pendergrass, Ramsay, Sumpter and Wallace—24.

Those voting in the negative are :

Hon. F. J. Moses, Jr., Speaker, and Messrs. Barker, Bosemon, Boston, Bowley, Crittenden, J. Davis, Dennis, Derrick, Doyle, Duncan, Dusenbury, Ford, Gantt, Garey, Goodson, S. Greene, J. A. Green, Hagood, C. D. Hayne, Hedges, Hudson, Hurley, Jackson, Jervey, Keith, Kennedy, Lang, Lee, Lloyd, Logan, Lyle, Milton, Mobley, Mickey, Myers, Nehemias, Shanklin, J. P. Singleton, Small, Smart, R. M. Smith, Sullivan, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, Williams, Wilson and Wofford—53.

Mr. C. D. HAYNE, from the Committee on State House and Grounds, reported back a Senate Bill to provide for the appointment of a Supervisor of State House and Grounds, and recommended it do pass.

On motion of Mr. MOBLEY, the Report was laid on the table to take up the Bill.

The Bill was taken up, read, and, on motion of Mr. JAMISON, laid on the table.

A message was sent to the Senate accordingly.

Mr. SMART, from the Committee on the Judiciary, reported back a Senate Bill to amend an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State," and recommended it do pass.

On motion of Mr. HURLEY, the Report was laid on the table to take up the Bill.

The Bill was taken up, read the second time, and ordered to be engrossed.

A Senate Joint Resolution authorizing the State Treasurer to re-issue to Thomas L. Webb, Trustee of Mackewn and Martha Johnstone, a certain certificate of State stock, was taken up.

The Joint Resolution was taken up, and, on motion of Mr. MOBLEY, postponed until next session.

Mr. JAMISON introduced the following Resolution, which was adopted :

Resolved, That the Chairman of the Committee on Roads, Bridges and Ferries be instructed to report back to this House at 8 o'clock this evening, a Bill to authorize the County Commissioners of Orangeburg to open and establish a public road from the Belville Road, near Butler's Mill, to the Monck's Corner Road, at Lewisville.

A Senate Bill to provide for the redemption of certain lands sold under order of Gen. Ed. R. S. Canby, for taxes, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to incorporate the Huntoon Chemical and Soap Company of South Carolina, was taken up.

The Bill was read the second time, and ordered to be engrossed.

A Senate Bill to authorize and empower the Board of County Commissioners of Darlington County to issue bonds to the amount of \$25,000, was taken up.

The Bill was taken up, and, on motion of Mr. WHIPPER, the further consideration was postponed till next session.

Mr. W. M. THOMAS introduced the following Resolution, which was adopted :

Resolved, That the Chairman of the Committee on Roads, Bridges and Ferries, be requested to Report at once on the Bill chartering the Ashepoo Ferry.

Mr. DENNIS, from the Committee on Contingent Accounts, reported back accounts of J. W. Denny and E. C. Plummer, and recommended that they be paid.

On motion of Mr. C. D. HAYNE, the Report was adopted.

Mr. SMART, from the Committee on the Judiciary, reported back a Bill to vest in the Attorney General of the State all the powers heretofore conferred upon the State Constable, and recommended that it do pass.

On motion of Mr. E. CAIN, the Report was laid on the table to take up the Bill.

The Bill was taken up.

On motion of Mr. WHIPPER, the further consideration of the Bill was postponed till next session.

A Joint Resolution to pay Hon. Z. Platt, Judge of Second Judicial Circuit, for extra services in holding Court in the First Judicial Circuit, was taken up.

The Joint Resolution was read the second time, and ordered to be engrossed.

SPECIAL ORDER FOR 2 P. M.

A Senate Bill to regulate the tenure of certain civil offices was taken up.

On motion of Mr. MYERS, the enacting clause of the Bill was stricken out.

A message was sent to the Senate accordingly.

On motion of Mr. MYERS, at 2 P. M., the House took a recess for one hour.

RECESS.

The House re-assembled at 3 P. M.

The SPEAKER took the Chair.

Mr. WHIPPER, from the Committee of Free Conference, submitted the following Report :

The Committee on the part of the House of Representatives, appointed to meet a similar Committee, on the part of the Senate, in Free Conference, on the Bill to regulate the manner of drawing juries, have met and considered the matters of disagreement between the two Houses and report :

That they recommend that the Senate recede from its amendment of the 4th Section, and adopt the said Section, amended so as to read as follows : " SEC. 4. That there shall be appointed by the Governor, and confirmed by the Senate, one officer for each County in the State, to be named and designated a Jury Commissioner, who, with the County Auditor and Chairman of the Board of County Commissioners, shall constitute a Board of Jury Commissioners for the County. Said Jury Commissioner shall hold his office for two years, unless sooner removed by the Governor.

The Committee recommend that the Senate recede from its amendment to the 27th Section, whereby the words "with the permission of the Court" were inserted, and that the Section be adopted, as passed by the House of Representatives.

The Committee recommend that the Senate recede from its amendment whereby Section 37 was stricken out, and that the same be restored and amended, as follows : In the first line, after the words "Jury Commissioner," insert the words "appointed by the Governor," and in the same line strike out the word "their," and insert in lieu thereof the word "his."

The Committee recommend that the House of Representatives do re-

cede from its disagreement to the other Senate amendments of the Bill, and do agree to the same.

Respectfully submitted.
(Signed)

D. T. CORBIN,
Chairman Senate Committee.
W. J. WHIPPER,
Chairman House Committee.

On motion of Mr. C. D. HAYNE, the Report was agreed to, and a Message sent to the Senate accordingly.

A Bill to vest the right and title of the State to certain property therein mentioned, was taken up.

On motion of Mr. C. D. HAYNE, the Bill was laid on the table.

On motion of Mr. C. D. HAYNE, all Bills, Joint Resolutions, &c., remaining on the Calendar, were postponed till next session.

PAPERS FROM THE SENATE.

The Senate returned, with concurrence,

Report of the Committee on Lunatic Asylum, and copy of contract for completing repairs of Lunatic Asylum;

Also, sent a Concurrent Resolution to authorize the State Librarian to purchase copies of Ramsay's History of South Carolina.

The Resolution was concurred in and ordered to be returned to the Senate.

Also, returned, with concurrence, Resolution instructing the Clerks of both Houses to draw pay certificates for per diem of members and salaries of subordinate officers and employees from March 2, to March 7, inclusive.

Mr. BYAS, from the Committee on Claims, reported back the account of A. L. Robinson, for services as Special Constable, of Barnwell County, and recommended payment.

On motion of Mr. THOMPSON, the Report was adopted, and ordered to be sent to the Senate.

Mr. JAMISON moved to reconsider the vote whereby the House postponed until the next session, the consideration of Bills, &c., remaining on the Calendar:

Mr. WHIPPER moved to lay the motion to reconsider on the table.

On this Mr. JAMISON called for the yeas and nays, which were taken and are as follows:

Yeas, 45; nays, 45. Lost.

Those voting in the affirmative are:

Hon. F. J. Moses, Jr. Speaker, and Messrs. Bascomb, Bryan, Cousart, J. Davis, T. A. Davis, Dennis, Derrick, Doyle, Duncan, Dusenbury, Fer-

guson, Ford, Gantt, Gardner, Giles, S. Greene, Guffin, Hagood, Hardy, C. D. Hayne, James N. Hayne, Holmes, Jervey Jones, Lee, Levy, Logan, Lyle, Myers, Nehemias, O'Connell, Pendergrass, Shanklin, Simons, A. Smith, Sumpter, Tarlton, Taylor, Thompson, Whipper, Williams, Wilson, Wofford and Yocom.—45.

Those voting in the negative are :

Messrs. Adamson, Barker, Boston, Byas, L. Cain, E. Cain, Corwin, Dannerly, Elliott, Ellison, Gaither, Garey, Goggins, J. A. Greene, Harris, Hart, Henderson, Humbert, Humphries, Jackson, Jamison, Johnson, Keith, Kennedy, Kuh, Lang, Lloyd, Maddocks, McDaniels, Mead, Milton, Mobley, Moore, Mickey, Ramsay, Reedish, Rivers, A. L. Singleton, J. P. Singleton, Small, Smart, R. M. Smith, J. W. Thomas, Wallace and Warley—45.

The question being taken on the motion to reconsider, it was decided in the affirmative.

Report of Hon. R. C. DeLarge, State Land Commissioner, was taken up. The Report was read.

Mr. T. A. DAVIS introduced the following Resolution :

Resolved, That the Report of the Land Commissioner, just read, be printed in the Journal, so as to appear on the morning of the 7th instant.

Mr. JAMISON offered the following as a substitute, which was adopted:

Resolved, That a Committee of three be appointed to have the Report printed, and delivered to this House at 11 A. M. to-morrow.

The SPEAKER appointed, as the Committee, Messrs. Jamison, J. N. Hayne and T. D. McDowell.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Senate Bill to renew the charter known as Ashepoo Ferry, and recommended that it do pass.

On motion of Mr. JAMISON, the Report was laid on the table, to take up the Bill.

The Bill was taken up, read the second time, and ordered to be engrossed.

On motion of Mr. WHIPPER, at 5:15 P. M., the House adjourned till 7:30 P. M.

EVENING SESSION.

- Pursuant to adjournment, the House met at 7 P. M.
The SPEAKER took the Chair.
The roll was called, and a quorum announced.

PAPERS FROM THE SENATE.

The SPEAKER laid before the House the following :

MESSAGE FROM THE SENATE, No. 61.

IN THE SENATE, COLUMBIA, S. C., March 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that they have refused to concur in the amendments made to " A Bill to more effectually provide for the recording of all conveyances of real estate," and ask the appointment of a Committee of Conference. The Bill is herewith returned.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate.

On motion of Mr. BYAS, the request was granted, and Messrs. Byas, Duncan and Levy were appointed said Committee.

Also,

MESSAGE FROM THE SENATE, No. 62.

IN THE SENATE, COLUMBIA, S. C., March 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that the enacting clause of " A Bill to facilitate the punishment of crime," originating in your House, has been stricken out in the Senate.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate.

Also,

MESSAGE FROM THE SENATE, No. 63.

IN THE SENATE, COLUMBIA, S. C., March 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that a Bill to pro-

MONDAY, MARCH 6, 1871.

hibit disguises, originating in your House, has been laid on the table in the Senate.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate.

Also,

MESSAGE FROM THE SENATE, No. 64.

IN THE SENATE, COLUMBIA, S. C., March 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it has agreed to the Report of the Committee of Conference on matters of disagreement relative to Bill to regulate the manner of drawing juries.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate

Also,

MESSAGE FROM THE SENATE, No. 65.

IN THE SENATE, COLUMBIA, S. C., March 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that the Concurrent Resolution in relation to changes in school text books, which originated in your House, has been laid upon the table in the Senate.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate.

Also,

MESSAGE FROM THE SENATE, No. 66.

IN THE SENATE, COLUMBIA, S. C., March 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives :

The Senate respectfully informs your honorable body that it has agreed to the report of the Committee on Conference of a Bill to amend an Act to define the jurisdiction and duties of the County Commissioners.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate.

Also,

MESSAGE FROM THE SENATE No. 67.

IN THE SENATE, COLUMBIA, S. C., March 6, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

The Senate respectfully informs your honorable body that Messrs. Corbin and Leslie have been appointed Committee on the part of the Senate to confer with Committee appointed by your House on matters of disagreement between the two Houses on Senate Bill to more effectually provide for the recording of all conveyances of real estate.

Very respectfully,
(Signed)

A. J. RANSIER,
President of the Senate.

Also, returned, with concurrence,

Resolution authorizing the Governor to appoint a Physician to inspect the various Asylums in the United States.

Also, returned, with concurrence,

Report of Committee on Claims on account of A. L. Robinson.

Mr. WHIPPER, from the Committee on Ways and Means, reported back a Senate Bill to amend an Act entitled "An Act providing for the assessment and taxation of property, and recommended it do pass."

The Bill was put upon its second reading.

Mr. JAMISON moved to postpone the further consideration of the Bill until the next regular session.

On this, Mr. JAMISON called for the yeas and nays, which were taken, and are as follows:

Yeas, 15; nays, 74. Not agreed to.

Those voting in the affirmative are:

Messrs. Bryan, Byas, Ellison, Gaither, Goggins, Hedges, Humbert, Humphries, Jamison, Lang, Milton, Mobley, Singleton, Wallace and Warley.—15.

Those voting in the negative are:

Messrs. Andell, Bascomb, Boston, Bowley, L. Cain, Corwin, Dannerly, T. A. Davis, Derrick, Doyle, Duncan, Dusenbury, Elliott, Farr, Ferguson, Ford, Frost, Gantt, Garey, Giles, Goodson, Samuel Greene, Hagood, Harris, Hart, C. D. Hayne, James N. Hayne, Holmes, Hunter, Jackson, Jervy, Jones, Keith, Kennedy, Kuh, Lee, Levy, Lloyd, Logan, Lyle, Maddocks, T. D. McDowell, W. J. McDowell, Mead, Moore, Mickey, Myers, Nehe-mias, Nuckles, Pendergrass, Perry, Ramsay, Rivers, Saunders, Shanklin, Simons, A. L. Singleton, Small, Smart, Abraham Smith, R. M. Smith, Sumpter, Tarlton, Taylor, William M. Thomas, J. W. Thomas, Thompson, Whipper, White, Wilkes, Wilson, Wofford and Yocom.—74.

Mr. MYERS called the previous question on the whole matter, and the call was sustained.

On the question, "Shall the main question now be put?" (the main question being the passing of Section 2 to a third reading),

Mr. JAMISON called for the yeas and nays, which were taken, and are as follows :

Yeas, 78 ; nays, 7. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Andell, Bascomb, Boston, Bowley, Bryan, L. Cain, Dannerly, J. Davis, T. A. Davis, Derrick, Duncan, Dusenbury, Elliott, Ellison, Farr, Ferguson, Ford, Frost, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, Hagood, C. D. Hayne, Jas. N. Hayne, Hedges, Humbert, Humphries, Hunter, Hurley, Jervy, Jones, Keith, Kennedy, Kuh, Lang, Lee, Levy, Lloyd, Logan, Lyle, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Mickey, Myers, Nehemias, Nuckles, O'Connell, Pendergrass, Perry, Ramsay, Shanklin, Simons, A. L. Singleton, J. P. Singleton, Smart, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson and Wofford.—78.

Those voting in the negative are :

Messrs. Byas, Gaither, Jackson, Jamison, Mobley, Moore and Wallace.—7.

The Bill was read the second time, and ordered to be engrossed.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed, for a third reading, the following :

A Senate Bill to amend Section 22 of the Code of Procedure ;

A Senate Bill to incorporate the Brewer Gold Mining Company of South Carolina.

The Bills were read the third time, passed, titles changed to Acts and ordered to be enrolled.

Also, the following :

A Senate Bill to regulate the sale and manufacture of Commercial Fertilizers ;

A Bill to declare the rights of Common Carriers ;

A Bill to incorporate the Wadmalaw Light Guard ;

A Bill to charter the Cheraw, Lancaster, Union and Greenville Railroad Company.

The above Bills were read the third time, passed, and ordered to be sent to the Senate.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back a Bill to authorize and require the County Commissioners of Barnwell County to establish a road from Blackville to Alledale, and recommended that the Bill do pass.

On motion of Mr. C. D. HAYNE, the Report was laid on the table to take up the Bill.

The Bill was taken up, read the second time and ordered to be engrossed.

Mr. BYAS introduced the following Resolution, which, on motion of Mr. FROST, was referred to the Committee on Education :

Resolved, That the Committee on Education are hereby required to report immediately to this House the Bill to incorporate the Claflin University and State Agricultural College of South Carolina, referred to them, and ordered to report this evening, at half past seven o'clock, and have not done so.

Mr. JONES presented the account of Isaac Sulzbacher.

Referred to the Committee on Contingent Accounts.

Mr. FROST, from the Committee on Conference, submitted the following :

The Committee of Conference, on the part of the House, on the claims of J. H. Leland, for services rendered as teacher of public schools, beg leave to report that they met the Committee on the part of the Senate, but failed to agree. They, therefore, beg to be discharged.

On motion of Mr. THOMPSON, the Report was received as information, and the Committee discharged.

On motion of Mr. JERVEY, a message was sent to the Senate requesting the appointment of Committee of Free Conference.

Mr. ADAMSON introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Resolved, by the House of Representatives, the Senate concurring, That the Joint Committee, appointed by the House and Senate, to investigate the affairs of the Land Commissioner, be, and are hereby, ordered to report the result of their investigation, at 11:15 A. M. to-morrow.

Mr. O'CONNELL, from the Committee on Roads, Bridges and Ferries, reported back the following, and recommended that they do pass :

A Bill to compel the County Commissioners of Edgefield and Newberry Counties to build a bridge across the Saluda River, at Chappell's Ferry ;

A Bill to renew the charter of Peay's Ferry across the Wateree River ;

A Bill to establish a causeway over Big Saltkahatchie Swamp at Walnut Point, connecting the Counties of Colleton and Beaufort.

On motion of Mr. JAMISON, the Report was laid on the table to take up the Bills.

The Bills were ordered to lie over for a second reading.

Mr. MYERS introduced the following Concurrent Resolution :

Resolved, by the House of Representatives, the Senate concurring, That all Joint and Special Committees be instructed to report to the respective branches of the General Assembly, to which they belong, on to-morrow, at 12 o'clock, M.

Mr. GUFFIN moved to indefinitely postpone the Resolution.

On this, Mr. MYERS called for the yeas and nays, which were taken, and are as follows :

Yeas, 19 ; nays, 49. Not agreed to.

Those voting in the affirmative are :

Hon F. J. Moses, Jr , Speaker, and Messrs. Ferguson, Gardner, Giles, Samuel Greene, Holmes, Humphries, Jackson, Kennedy, Kuh, W. J. McDowell, Mobley, Pendergrass, Ramsay, Rivers, A. L. Singleton, J. P. Singleton, Whipper and Yocom.—19.

Those voting in the negative are :

Messrs. Adamson, Andell, Bascomb, Bosemon, Boston, Bowley, Bryan, Byas, T. A. Davis, Doyle, Dusenbury, Elliott, Ellison, Ford, Frost, Gantt, Goodson, Goggins, Hagood, C. D. Hayne, James N. Hayne, Henderson, Hudson, Jervey, Jones, Lee, Levy, Lloyd, Lyle, McDaniels, Mead, Moore, Mickey, Myers, Nehemias, Perry, Shanklin, Simons, Small, Abraham Smith, R. M. Smith, Sumpter, Tarlton, Taylor, J. W. Thomas, Thompson, Wallace, Wilson and Wofford.—49.

The question being taken on the adoption of the Resolution, and ordering it to be sent to the Senate,

Mr. MYERS called for the yeas and nays, which were taken, and are as follows :

Yeas, 51 ; nays, 25. Agreed to.

Those voting in the affirmative are:

Messrs. Andell, Bascomb, Boston, Bryan, Byas, L. Cain, Dannerly, J. Davis, Doyle, Dusenbury, Elliott, Ellison, Frost, Gantt, Garey, Giles, Goodson, J. A. Green, Hagood, Hardy, Hart, Henderson, Humbert, Hunter, Jackson, Keith, Kuh, Lang, Lee, Littlefield, McDaniels, W. J. McDowell, Mead, Moore, Myers, Nehemias, O'Connell, Pendergrass, Perry, Shanklin, J. P. Singleton, Smart, Abraham Smith, R. M. Smith, Taylor, William M. Thomas, J. W. Thomas, Thompson, Wallace, Wilson and Wofford—51.

Those voting in the negative are :

Messrs. Adamson, Bowley, Briggs, Ferguson, Ford, Gaither, Gardner, Samuel Green, Guffin, James N. Hayne, Hedges, Humphries, Kennedy, Logan, Mickey, Nuckles, Ramsay, Reedish, Rivers, Simons, A. L. Singleton, Sumpter, Tarlton, Whipper and Yocom—25.

Mr. BOSTON introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate : ,

Resolved by the House of Representatives, the Senate concurring, That 500 copies of the Report of the Land Commissioner be printed for the benefit of each member of the General Assembly.

Mr. MOBLEY, having violated the decorum of the House, Mr. WHIPPER introduced the following Resolution :

Resolved, That Junius S. Mobley, a member of this House, from the County of Union, be, and he is hereby, expelled for the term of one year.

Mr. WHIPPER moved to make the consideration of the Resolution the Special Order for November 28, 1871.

On motion of Mr. O'CONNELL, the whole matter was indefinitely postponed.

Mr. MOBLEY arose to a question of privilege, and apologized for the infraction of the Rules of the House.

On motion, the apology was accepted.

Mr. A. L. SINGLETON introduced the following Resolution, which was adopted :

Resolved, That when the House adjourns this evening, it stands adjourned to meet again to-morrow, at 10 o'clock A. M.

PAPERS FROM THE SENATE.

The Senate sent to this House,

A Concurrent Resolution to adopt the address requesting His Excellency the Governor to remove Wm. M. Thomas, Judge of the Sixth Circuit.

Mr. MOBLEY moved to indefinitely postpone the whole matter.

Mr. YOCOM moved to lay the motion on the table.

On this, Mr. MOBLEY called for the yeas and nays, which were taken, and are as follows :

Yeas, 57 ; nays, 33. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Andell, Bascomb, Boston, Corwin, James Davis, Doyle, Duncan, Dusenbury, Ferguson, Goodson, Goggins, Guffin, Hagood, Harris, C. D. Hayne, James N. Hayne, Hedges, Holmes, Humphries, Jackson, Jamison, Jervy, Johnson, Keith, Kennedy, Kuh, Levy, Littlefield, McDaniels, Mead, Mickey, Nehemias, Nuckles, O'Connell, Perry, Ramsay, Rivers, Shanklin, Sim ns, A. L. Singleton, J. P. Singleton, Smart, Abraham Smith, Sumpter, Taylor, William M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes, Wilson, Wofford and Yocom,—57.

Those voting in the negative are :

Messrs. Bowley, Briggs, Bryan, Byas, Lawrence Cain, Everidge Cain, Crews, Dannerly, T. A. Davis, Ellison, Farr, Ford, Gaither, Gantt, Garey, Giles, Samuel Greene, Hardy, Hart, Henderson, Hudson, Humbert, Hunter, Jones, Lang, Logan, T. D. McDowell, Milton, Mobley, Moore, Pendergrass, Reedish and R. M. Smith.—33.

Mr. MOBLEY moved to postpone the resolution till February 1, 1872.

Mr. A. L. SINGLETON moved to lay the motion on the table.

Mr. L. CAIN called the previous question, and the call was sustained.

On the question "Shall the main question now be put?" The main question being the motion (by Mr. A. L. Singleton) to lay on the table the motion (by Mr. Mobley) to postpone until February 1, 1872, the Senate Concurrent Resolution,

On this Mr. MOBLEY called for the yeas, which were taken, and are as follows :

Yeas, 63; nays, 32. Agreed to.

Those voting in the affirmative are :

Messrs Adamson, Bascomb, Boston, Bowley, L. Cain, Corwin, Crews, J. Davis, T. A. Davis, Doyle, Duncan, Dusenbury, Ellison, Ferguson, Ford, Garey, Giles, Goodson, Goggins, J. A. Green, Hagood, Harris, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Humphries, Hunter, Jackson, Johnson, Keith, Kennedy, Levy, Littlefield, Logan, McDaniels, Mead, Milton, Nehemias, O'Connell, Pendergrass, Perry, Ramsay, Rivers, Shanklin, Simons, A. L. Singleton, J. P. Singleton, Smart, A. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Warley, Whipper, White, Wilkes, Wilson, Wofford and Yocom.—63.

Those voting in the negative are :

Hon. F. J. MOSES, Jr, Speaker, and Messrs. Berry, Briggs, Bryan, Byas, E. Cain, Dannerly, Farr, Gaither, Gantt, Gardner, S. Greene, Guffin, Hart, Henderson, Hudson, Humbert, Hurley, Jamison, Jervy, Jones, Lang, Lee, Lloyd, T. D. McDowell, Mobley, Moore, Nuckles, Reedish, Small, R. M. Smith and Wallace.—32.

The question being taken on the main question, (which was the motion (by Mr. A. L. Singleton) to lay on the table the motion (by Mr. Mobley) to postpone the consideration of the Senate Concurrent Resolution until February 1st, 1872,) it was not agreed to.

The question being taken on the motion (by Mr. Mobley) to postpone the consideration of the Resolution until February 1st, 1872, it was decided in the affirmative, and the previous question exhausted.

On motion of Mr. MOBLEY, at 11:40 P. M., the House adjourned until to-morrow, at 10 A. M.

TUESDAY, MARCH 7, 1871.

Pursuant to adjournment, the House met at 10 A. M.

The SPEAKER took the Chair.

The roll was called, and a quorum announced.

Prayer by Rev. S. SAUNDERS.

The Journal of the previous day was read and confirmed.

Mr. WILKES, from the Special Committee appointed to wait on the President of the United States, submitted a Report.

On motion of Mr. L. CAIN, the Report was received as information, and the Committee discharged.

Mr. WILKES introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That the General Assembly of South Carolina do hereby call upon His Excellency the President of the United States to protect the lives, liberty and property of the people of this State, and that he be earnestly requested to send a sufficient number of United States troops immediately into the State to insure such protection.

Mr. R. M. SMITH offered the following substitute, which was, on motion of Mr. GUFFIN, indefinitely postponed :

Resolved by the House of Representatives, the Senate concurring, That His Excellency the Governor be requested to furnish this House, before adjournment, with the information as to what steps have been taken in the matter of the request to the President of the United States to send United States troops into this State.

The question being taken on the Resolution, it was adopted, and ordered to be sent to the Senate.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 21.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, March 7, 1871.

Hon. Speaker of the House of Representatives.

SIR: I have the honor to inform you that I have this day approved and signed the following Acts, to-wit :

An Act to promote the consolidation of the Greenville and Columbia Railroad Company, and the Blue Ridge Railroad Company ;

TUESDAY, MARCH 7, 1871.

An Act to incorporate the Charleston Riflemen Club ;

An Act to change the name of the Gap Creek and Middle Saluda Turnpike Company, and to amend and renew the charter thereof.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

Also,

MESSAGE FROM THE GOVERNOR, No. 22.

STATE OF SOUTH CAROLINA,
EXECUTIVE DEPARTMENT,
COLUMBIA, March 7, 1871.

To the Honorable the House of Representatives.

GENTLEMEN: Having at all times persistently and earnestly opposed any measures tending to increase the debts and liabilities of the State, I deem it not inappropriate to communicate my reasons to the General Assembly for approving an Act to promote the consolidation of the Greenville and Columbia and Blue Ridge Railroad Company, as the criticisms on that Bill tend to mislead the public in regard to it, which, in my opinion, will complete, without the addition of a single dollar to the public debt, an enterprise so important to the interest of the whole State, as the perfection of our railroad connection with the West. It has been long evident to all thoughtful and practical men, that the Greenville and Columbia Railroad and the Blue Ridge Railroad, being identical in interest, should be under one efficient and economical administration. While they are both in their present condition, embarrassed in finding the means to prosecute vigorously the work necessary to their success, it is, I think, equally clear that their combined means can achieve the completion of their common purposes.

The Act before me proposes simply to allow them upon fair and equal terms to combine their resources.

In postponing the statutory lien of the State for the endorsed bonds of the Greenville Railroad, I cannot feel that I am consenting to abandon any real security on the part of the State, as this road has not only paid the interest on a debt almost equal to the combined liability of the State's endorsement, and the second mortgage bonds. At the same time it has been compelled to expend an extraordinary amount of its income for repairs, which, for the want of iron, had to be almost daily renewed, coupled with the destruction of rolling stock, and damages for the loss of life and property; it is rendered absolutely certain that when the road is put in proper condition, with the necessary means to do the business of the country through which it passes, it will not only be able to pay the

interest on both classes of bonds, the aggregate of which is less than twenty thousand dollars to the mile, but will have a surplus that may be applied to the payment of the interest on the Blue Ridge bonds, while the road is in process of construction.

In reference to the Blue Ridge Railroad, by an examination of the several Acts it will be seen that the only change which has been made, is to give the bondholder the first lien, and the statutory lien of the State, the second, by which it is secured as effectually as it was in its original status. The necessity for this legislation will be recognized when it is known that one of the principal difficulties in the way of the negotiating for the sale of these bonds—the mortgage executed and placed on record in the States through which the road passes, namely: South Carolina, North Carolina, Georgia and Tennessee, to Messrs. Gourdin, Cameron & Clews, as Trustees, by its priority of date, was made to be a first mortgage on the property of the road, while the Act authorizing the endorsement gave the State a first lien. This was made a cause of objection by those who were disposed to accept the negotiation of the bonds; the purchaser was desirous that his security should be a first lien on the property, so that, on failure of the company to meet their obligations, the holder of the bonds could make a claim against the road, and not against the State, as they could do nothing in the Courts as against the State, while they could enforce their claim against the incorporation. Thus it will be seen that it became absolutely necessary that this difficulty should be corrected. As to the other change of the law of '68, whereby it gives the company the privilege of negotiating the bonds at the market value, instead of being restricted to selling at par, every one must see that it was almost a permanent bar against the negotiation of the bonds upon their merits. To have done so, the company would have been forced to adopt a species of sharp practice, by selling the bonds at par, and compensating the purchaser by a commission for the difference between their market and par value, which inevitably placed the company at a disadvantage in any negotiation they might attempt to make with correct business men.

When these roads have been consolidated there will be one great road running from the capital of the State, completing the Western connection and promising a certainty of a revenue which can hardly be exaggerated. At present, both of these roads are obstructed in their efforts, by the fact that the one is incomplete, and the other not in condition to transact its large and increasing business with vigor and dispatch. Consolidated, they will go into the credit market of the world with a completed road of more than two hundred miles, and with a line of about one hundred and forty additional miles to be constructed, passing through a country unsurpassed in all that makes material prosperity, and by a

friendly combination with the South Carolina Railroad Company, by which its moral support will be secured, completing connection between the Atlantic and the great West, at a cost contrasting most favorably with other lines leading from the interior to the seaboard, thus fulfilling the hope and effort of the State for more than one-third of a century. I would feel myself criminally indifferent to the interest of both the Blue Ridge Railroad and the people of the State, were I to fail in supporting any measure that would complete this great enterprise, and thus leave the public without the advantage of this important road, and to entail upon them the certainty of having to meet, eventually, the interest and principal of at least a portion of the bonds endorsed for that purpose. Whatever the opinion of individuals may be as to the policy of consolidation, or the advantages to be derived from giving to the Blue Ridge Road a hundred and sixty-four miles of completed road, I am satisfied that all practical business men will concede the fact that this acquisition will give more strength and value to the bonds to be used for the purpose of raising the necessary funds than even the endorsement of the State itself. I would, even were it possible at this time, be willing to see the bonds endorsed by the State cancelled and withdrawn from the market, and have them replaced by a first mortgage bond on the Blue Ridge and Greenville Road combined.

Circumstanced as we are by the road being encumbered by a first mortgage securing this endorsed bond by the State, and vested rights in the bonds, it would be almost impossible to make the exchange; hence, it becomes our duty to adopt any and every means to realize the greatest sum of money possible for the security we have, and apply it strictly and honestly to the construction of the road. I am satisfied that the four millions of bonds will place the road in such a state of forwardness, by a change of route and grade, as to require but little, after they are exhausted, of additional outlay to open communication to Knoxville; and whatever further means may be required, will be readily secured by a short second mortgage on the whole road.

In conclusion, I would say, that if the present Bill did not present a certainty of saving the State from becoming eventually liable upon its endorsement of the Blue Ridge bonds by a failure to apply them in such a way as to make the road itself a sufficient guarantee for their payment, I would now withhold my official approval of the Bill.

(Signed)

ROBERT K. SCOTT, Governor.

On motion of Mr. HURLEY, it was

Resolved, That 3,000 copies of the Message be ordered to be printed for general distribution.

On motion of Mr. WHIPPER, it was

Ordered, That when this House adjourns it stand adjourned to meet at 7:30 P. M.

Mr. WHIPPER introduced the following Resolution, which was adopted:

Resolved, That the accounts of T. B. Crews, \$23:50, as witness in the impeachment case of T. O. P. Vernon, and the account of \$28.00 for attendance on the Investigating Committee in the case of B. S. Jones, Sheriff of Laurens County, be ordered paid.

Mr. FROST introduced the following Resolution, which was adopted:

Resolved, That the Clerk of the House be authorized and required to return to such members as desire them, their certificates of membership, presented prior to the organization of this body.

Mr. BYAS, from the Committee of Conference, submitted the following Report, which was adopted, and a message sent to the Senate:

The Committee of Conference on a Bill to more effectually provide for the recording of all conveyances of real estate report that they have had the same under consideration, and recommend that the House do recede from their amendment.

(Signed)

C. P. LESLIE,

On the part of the Senate.

B. BYAS,

On the part of the House.

Mr. JERVEY, from the Committee on Privileges and Elections, submitted the following Report:

The Committee on Privileges and Elections, to whom was referred the protest of Thomas D. Richardson and William Drifle, of Colleton County, beg leave to report that they have considered the same, and recommend the adoption of the following Resolutions:

Resolved, That the contestants and contestees be allowed to take testimony before any officer in the County authorized by law to administer oaths, and that each party so taking testimony shall give the adverse party at least ten days' notice of time and place where such testimony shall be taken; and the officer before whom such testimony is so taken be required to transmit the same to this House at its next meeting, under seal.

Resolved, That the Clerk of this House be authorized to furnish the contestants and contestees, or their representatives, certified copies of the foregoing Resolution.

The Resolutions were adopted.

Mr. MOBLEY introduced the following Resolution, which was adopted:

Resolved, That the Clerk of the House be, and is hereby, authorized to issue pay certificate for eight hundred dollars, in favor of the Special Committee instructed to wait on the President of the United States.

PAPERS FROM THE SENATE.

The Senate returned to this House, with amendments, a Bill to amend and extend the charter of the Planters' and Mechanics' Bank of South Carolina, and for other purposes therein named.

The amendment was concurred in, and the title of the Bill changed to an Act, and ordered to be enrolled.

Also, sent Report of Senate Committee on Claims, on sundry claims which were referred to the Committee on Claims.

Also, returned, with concurrence, Resolution instructing the Joint Committee to investigate the affairs of the Land Commission to report this day.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed, and ready for a third reading,

A Senate Bill to amend an Act entitled "An Act providing for the assessment and taxation of property," passed 15th of September, 1868, and all Acts amendatory thereto ;

A Senate Bill to amend an Act entitled "An Act to regulate the formation of corporations," approved December 10, 1869 ;

A Senate Bill to amend an Act entitled "An Act to regulate the agencies of Insurance Companies not incorporated in the State of South Carolina ;"

A Senate Joint Resolution authorizing the County Commissioners of Marlboro County to levy a special tax ;

A Senate Joint Resolution to allow J. M. Plowden, of Clarendon County, to redeem certain forfeited lands ;

A Senate Joint Resolution to pay William B. Timmons, two hundred and thirty three dollars and forty four cents.

The Bills and Joint Resolutions were read the third time, passed, titles of the Bills changed to Acts, and ordered to be enrolled.

Also, a Bill to incorporate the Continental Telegraph Company ;

Also, a Joint Resolution to pay Hon. Z. Platt, the Judge of the Second Judicial Circuit, for extra services for holding Court in the First Judicial Circuit.

The Bill and Joint Resolution were read the third time, passed, and ordered to be sent to the Senate.

On motion of Mr. DENNIS, at 12:30 P. M., the House took a recess till 3 P. M.

RECESS.

House re-assembled at 3 P. M.

The SPEAKER resumed the Chair.

On motion of Mr. A. SMITH, a call of the House was ordered, and sixty-five members answered to their names.

On motion, the further call was suspended.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following:

MESSAGE FROM THE GOVERNOR, No. 23.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 7, 1871.

Mr. Speaker and Gentlemen of the House of Representatives:

SIR: I have the honor to inform you that I have this day approved and signed the following Act, to wit:

“An Act to make appropriation and raise supplies for the year commencing November 1st, 1870.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

On motion of Mr. GUFFIN, the House adjourned until 7:30 P. M.

EVENING SESSION.

Pursuant to adjournment, the House met at 7:30 P. M.

The SPEAKER took the Chair.

The roll was called and a quorum announced.

Prayer by Rev. S. Saunders.

REPORTS FROM COMMITTEES.

Mr. BOWLEY, from the Committee on Engrossed Bills, reported as duly and correctly engrossed for a third reading,

A Senate Bill to renew the charter of a ferry known as Ashepoo Ferry.

Bill was read the third time

Mr. W. M. THOMAS moved to strike out, on the fifth line, the word “charter,” and insert the following: “charter, Provided: That persons going to and returning from election, and children going to and returning from school, shall be allowed to pass over said ferry free of charge.”

Agreed to, and the Bill ordered to be returned to the Senate, with amendments.

Also,

A Bill to incorporate the Waccamaw and Little River Canal Company;

A Senate Bill to amend an Act entitled "An Act establishing a line beyond which the wharves shall not be extended in the city of Charleston, and for other purposes," ratified 21st of December, A. D., 1836.

A Senate Joint Resolution to extend the time for the completion of the Port Royal Railroad;

A Senate Bill to re-charter Maxwell's Bridge, over Seneca River, in Oconee County;

A Bill to establish a Ferry across the Catawba River, near the late John S. Perry's Mill, and for other purposes;

A Senate Bill to amend an Act entitled "An Act for the better protection of Migratory Fish;"

A Senate Bill to regulate the disposition of fines and penalties imposed and collected in criminal causes, by the Circuit Court of General Sessions and Trial Justices;

A Senate Bill to provide for the redemption of certain lands sold under order of General Ed. R. S. Canby, for taxes;

A Senate Bill to authorize and require the County Commissioners of Barnwell County to establish a road from Blackville to Allendale;

A Senate Bill to vest the right and title of the State in and to certain escheated property in certain persons therein mentioned;

A Senate Joint Resolution to provide for the re-publication of certain statutes of this State;

A Senate Bill to empower the State to maintain the beneficiaries in the Lunatic Asylum, instead of the several Counties;

A Senate Bill to amend an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts in this State;"

A Senate Bill to alter and renew the charter of the town of Manning;

A Senate Bill to amend the charter of the town of Union;

A Senate Bill to incorporate the town of Midway;

A Senate Bill to incorporate the Huntoon Chemical and Soap Company, of South Carolina;

A Senate Bill to amend an Act entitled "An Act to provide for the conversion of State securities."

The above named Bills were read the third time, passed, titles changed to Acts, and ordered to be enrolled.

Mr. DENNIS, from the Committee on Contingent Accounts, reported on the accounts of J. W. Denny, James Perkins, J. W. Williams, M.

H. Berry, A. Palmer, A. Washburne, Geo. Symmers, J. A. Lederer and I. Sulzbacher, and recommended payment.

Mr. JONES moved to adopt the recommendation contained in the Report.

On this, Mr. W. M. THOMAS called for the yeas and nays, which were taken, and are as follows:

Yeas, 14; nays, 75. Not agreed to.

Those voting in the affirmative are:

Messrs. Adamson, Byas, Corwin, Dannerly, T. A. Davis, Dennis, Gaither, J. A. Green, Harris, C. D. Hayne, Jones, Lee, T. D. McDowell and Rivers.—14.

Those voting in the negative are:

Messrs. Bascomb, Bosemon, Boston, Bowley, Bryan, L. Cain, E. Cain, J. Davis, Derrick, Dusenbury, Elliott, Ellison, Farr, Ferguson, Ford, Gantt, Garey, Giles, Glover, Goodson, Goggins, S. Greene, Hagood, Hardy, Hart, J. N. Hayne, Henderson, Holmes, Hudson, Humbert, Humphries, Hunter, Jackson, Johnson, Keith, Kuh, Lang, Littlefield, Lloyd, Logan, Maddocks, McDaniels, W. J. McDowell, Mead, Miles, Milton, Mobley, Moore, Mickey, Myers, Nuckles, Perry, Ramsay, Reedish, Saunders, Shanklin, A. L. Singleton, J. P. Singleton, Small, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes, Williams, Wilson and Yocom.—75.

On motion of Mr. MEAD, the Report was postponed until the next regular session.

Mr. BYAS, from the Committee on Claims, reported back the Report of the Senate Committee on Claims on the accounts of T. Carroll, Wm. Kline, Wm. Johnson, Martin Skinner, S. Groves, Rufus Long, W. W. Woodward, and others, and recommended concurrence.

The recommendation of the Committee was agreed to, and the Report ordered to be returned to the Senate.

Also, reported on the claim of H. W. Purvis, (covering sundry accounts of Special Constables,) which was agreed to, and ordered to be sent to the Senate.

Mr. BOSEMON, from the Medical Committee, reported back the Report of the Medical Committee of the Senate on the account of Dr. W. L. Templeton, which was agreed to, and ordered to be returned to the Senate.

Mr. R. M. SMITH presented the account of Wiley Lancaster, for teaching school in Spartanburg County, which was referred to the Committee on Education.

PAPERS FROM THE SENATE.

The Senate returned, with amendments,

A Bill to create a debt of the State of South Carolina, to be known as the Sterling Funded Debt, the same, or the proceeds thereof, to be exclusively used in exchange for or in payment of the existing public debt of said State.

Mr. A. L. SINGLETON moved to concur in the Senate amendments, and called the previous question, and the call was sustained.

On the question, "Shall the main question now be put?"

Mr. DENNIS called the yeas and nays, which were taken, and are as follows :

Yeas, 86 ; nay, 8. Agreed to.

Those voting in the affirmative are :

Hon. F. J. Moses, Jr , Speaker, and Messrs. Adamson, Andell, Bascomb, Berry, Bosemon, Boston, Bowley, Bryan, Byas, E. Cain, Corwin, Cousart, Crews, Dannerly, J. Davis, T. A. Davis, Dennis, Derrick, Dusenbury, Elliott, Ellison, Ferguson, Ford, Gaither, Gantt, Gardner, Garey, Goodson, Goggins, Samuel Greene, John A. Green, Hagood, Hardy, Hart, C. D. Hayne, J. N. Hayne, Hedges, Henderson, Holmes, Hudson, Humphries, Hunter, Jamison, Johnson, Jones, Keith, Lee, Levy, Littlefield, Lloyd, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Mead, Milton, Moore, Mickey, Myers, Nehemias, Nerland, Nuckles, Pendergrass, Perry, Ramsay, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Small, A. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Warley, Whipper, White, Wilkes, Williams and Yocom.—86.

Those voting in the negative are :

Messrs. L. Cain, Farr, Giles, Harris, Jervey, Mobley, R. M. Smith and Wilson.—8.

The question being taken on agreeing to the amendments, it was decided in the affirmative.

Ordered, That the title of the Bill be changed to that of an Act, and that it be enrolled.

On motion of Mr. MOBLEY, the vote whereby the consideration of the Report of the Committee on Contingent Accounts was postponed till next regular session was reconsidered.

Mr. MOBLEY then moved to adopt the recommendation contained in the Report.

Mr. MYERS moved to indefinitely postpone the whole matter.

Mr. MOBLEY moved to lay on the table the motion to postpone.

Mr. A. L. SINGLETON moved to adopt the Report, except so much

as related to the account of I. Sulzbacher, and on this he called for the yeas and nays, which were taken, and are as follows :

Yeas, 51 ; nays, 31. Agreed to.

Those voting in the affirmative are :

Messrs. Adamson, Bascomb, Boston, Bryan, Byas, L. Cain, E. Cain, Dannerly, Dennis, Farr, Gaither, Gantt, Gardner, Garey, J. A. Green, Harris, Hart, Hedges, Hudson, Humbert, Jackson, Jamison, Johnson, Jones, Kennedy, Lang, Lee, Maddocks, McDaniels, T. D. McDowell, W. J. McDowell, Milton, Mobley, Moore, Nuckles, Pendergrass, Ramsay, Rivers, Saunders, Simons, A. L. Singleton, J. P. Singleton, Small, A. Smith, R. M. Smith, J. W. Thomas, Thompson, Wallace, Warley, Wilkes and Yocom—51.

Those voting in the negative are :

Messrs. Andell, Bosemon, Bowley, J. Davis, T. A. Davis, Dusenbury, Elliott, Ellison, Ferguson, Ford, Frost, Giles, Goggins, Hagood, Hardy, J. N. Hayne, Humphries, Hurley, Littlefield, Lloyd, Logan, Mickey, Myers, Perry, Sumpter, Tarlton, Taylor, W. M. Thomas, Whipper, White and Wilson—31.

Mr. WHIPPER introduced the following Concurrent Resolution, which was adopted, and ordered to be sent to the Senate :

Whereas, the Governor has seen proper to veto the Bill to provide for the per diem and mileage of members, officers and employees of the General Assembly, and accounts passed thereby ; therefore,

Be it resolved by the House of Representatives, the Senate concurring, That a Committee of three on the part of the House, and ——— on the part of the Senate, be appointed to wait upon the Governor and ascertain whether any arrangements can be made for the payment of certificates.

Mr. BOSEMON, from the Special Joint Committee appointed to investigate the affairs of the Charleston County Commissioners, submitted a Report.

On motion of Mr. WHIPPER, the consideration of the Report was postponed until the next regular session, and the Committee discharged.

Mr. WHIPPER introduced the following Resolution, which was adopted :

Resolved, That this House vote to the Hon. F. J. Moses, Jr., Speaker of the House of Representatives of South Carolina, a gratuity of one thousand dollars, as a recognition of the able manner in which he has discharged the duties of the chair.

Mr. BOSTON moved to reconsider the vote.

Mr. WHIPPER moved to lay the motion to reconsider on the table.

On this, Mr. L. CAIN called the yeas and nays, which were taken, and are as follows :

Yeas, 49 ; nays, 21. Agreed to.

Those voting in the affirmative are :

Messrs. Bryan, Byas, E. Cain, Corwin, Dannerly, T. A. Davis, Dennis, Elliott, Ellison, Farr, Ford, Gaither, Garey, Giles, Goodson, Goggins, J. A. Green, Hardy, Hart, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Hudson, Humbert, Humphries, Jamison, Jones, Lang, Lee, Levy, Lloyd, Maddocks, W. J. McDowell, Mobley, Moore, Myers, Nuckles, Pendergrass, Ramsay, Rivers, Saunders, A. L. Singleton, A. Smith, Sumpter, Thompson, Whipper, Wilkes and Yocom—49.

Those voting in the negative are :

Messrs. Berry, Boston, Bowley, L. Cain, Doyle, Dusenbury, Hagood, Harris, Henderson, Jackson, Johnson, Logan, McDaniels, Mickey, Perry, J. P. Singleton, R. M. Smith, Taylor, White, Williams and Wilson—21.

The Sergeant-at-Arms announced a Message from His Excellency the Governor.

The SPEAKER laid before the House the following :

MESSAGE FROM THE GOVERNOR, No. 24.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 7, 1871.

Hon. Speaker of the House of Representatives :

SIR : I have the honor to inform you that I have this day approved and signed the following Act, to wit :

An Act to protect the interests of the State whenever payment of interest now due remains unpaid on bonds issued by any Railroad Company, and whenever the guarantee of the State is endorsed.

Very respectfully,

(Signed)

ROBERT K. SCOTT,
Governor.

Also,

MESSAGE FROM THE GOVERNOR, No. 25.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 7, 1871.

Hon. Speaker of the House of Representatives :

SIR : I have the honor to inform you that I have this day approved and signed the following Acts and Joint Resolutions, to wit :

An Act to incorporate and recharter certain religious institutions ;

An Act to incorporate the Camden Steam Mill Company ;

An Act to authorize Henry C. Lancaster, Smith Howe and Henry A. Towles, to collect wharfage and storage ;

An Act to authorize and empower James C. Rundlett to establish a wharf in the town of Beaufort ;

An Act to determine the day of election of the Mayor and Aldermen of the city of Charleston ;

An Act to amend an Act entitled "An Act to incorporate the Homestead, Building, Planting and Loan Association of South Carolina;"

An Act to incorporate the Columbia, Walterboro and Yemasee Railroad Company ;

An Act to incorporate certain religious institutions .

An Act to renew and amend the charters of certain religious associations heretofore granted ;

An Act to recharter Cypress Causeway ;

An Act to authorize the County Commissioners of Spartanburg, Greenville, Pickens and Oconee, and the authorities of certain towns in those Counties, to provide means to meet the interest on certain bonds ;

An Act declaring the right of way across the Savannah and Charleston Railroad ;

Joint Resolution authorizing the State Auditor and County Commissioners to levy certain taxes ;

Joint Resolution to authorize the State Treasurer to re-issue to W. B. Pringle, executor of Mrs. Bertha Skirving, certificate of State stock ;

Joint Resolution to confirm the apportionment made by the Superintendent of Education of the State of South Carolina for the fiscal year ending October 31, 1869.

Very respectfully,

(Signed)

ROBERT K. SCOTT, Governor.

Also,

MESSAGE FROM THE GOVERNOR, No. 26.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 7, 1871.

Honorable Speaker of the House of Representatives.

SIR: I have the honor to inform you that I have this day approved and signed the following Act, to wit:

An Act to incorporate the Continental Telegraph Company.

Very respectfully,

(Signed)

ROBERT K. SCOTT,

Governor.

Also,

TUESDAY, MARCH 7, 1871.

MESSAGE FROM THE GOVERNOR, No. 27.

STATE OF SOUTH CAROLINA,

EXECUTIVE DEPARTMENT,

COLUMBIA, March 7, 1871.

Hon. Speaker of the House of Representatives.

SIR: I have the honor to inform you that I have this day approved and signed the following Act, to wit:

An Act to create a debt of the State of South Carolina to be known as the Sterling Funded Debt, the same, or the proceeds thereof, to be exclusively used in exchange for or in payment of the existing public debt of the State.

Very respectfully,

(Signed)

ROBERT K. SCOTT,

Governor.

PAPERS FROM THE SENATE.

The Senate returned to this House, with concurrence, the Resolution to print 500 copies of the Land Commissioner's Report.

Also, the Report of the Committee on Claims on the accounts of H. W. Purvis and J. W. Denny.

Also, Resolution to appoint a Committee to wait upon the Governor to ascertain what arrangements can be made as to pay certificates.

The SPEAKER announced as a Committee on the part of the House to examine the accounts of the State Treasurer, in accordance with Section 5 of an Act entitled "An Act to regulate the manner of keeping and disbursing funds by certain officers," Messrs. Frost and Whipper, and a message was sent to the Senate accordingly.

Mr. KENNEDY introduced the following Preamble and Resolution:

Whereas, the Governor has vetoed the Bill providing for the payment of the per diem and mileage of the members of the General Assembly; and whereas, the other branch of the General Assembly has sustained the said veto; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Resolution adopted to adjourn *sine die*, March 7th, be, and the same is hereby, rescinded, and that this General Assembly do hereby further extend the time to adjourn *sine die* until March 11, 1871.

Mr. WHIPPER moved to make the consideration of the Resolution the Special Order for November 26th, 1871.

Mr. WHIPPER moved to make the consideration of the previous motion the Special Order for November 27, 1871.

On this he called the yeas and nays, which were taken, and are as follows:

Yeas, 67; nays, 17. Agreed to.

Those voting in the affirmative are:

Messrs. Andell, Bascomb, Berry, Bosemon, Boston, Bowley, Bryan, Byas, L. Cain, E. Cain, Dannerly, T. A. Davis, Doyle, Dusenbury, Ellison, Farr, Ferguson, Ford, Frost, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, Hagood, Harris, C. D. Hayne, J. N. Hayne, Hedges, Holmes, Humbert, Hurley, Jervy, Johnson, Jones, Keith, Levy, Littlefield, Lloyd, Logan, Maddocks, T. D. McDowell, Miles, Moore, Myers, Pendergrass, Rivers, Saunders, Shanklin, A. L. Singleton, Smalls, Smart, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, W. M. Thomas, J. W. Thomas, Thompson, Wallace, Whipper, White, Wilkes, Wilson and Yocom.—67.

Those voting in the negative are:

Messrs. Adamson, Corwin, J. Davis, Gaither, Gantt, Hart, Henderson, Humphries, Jackson, Jamison, Kennedy, Kuh, Lee, Milton, Mobley, Ramsay and Warley.—17.

The question being taken on the Resolution,

Mr. BOSEMON called for the yeas and nays, which were taken, and are as follows:

Yeas, 5; nays, 86. Not agreed to.

Those voting in the affirmative are:

Messrs. Henderson, Hurley, Jackson, Kennedy and Littlefield—5.

Those voting in the negative are:

Hon. F. J. Moses, Jr., Speaker, and Messrs. Adamson, Andell, Bascomb, Berry, Bosemon, Boston, Bowley, Briggs, Bryan, Byas, L. Cain, E. Cain, Corwin, Dannerly, J. Davis, T. A. Davis, Doyle, Dusenbury, Ellison, Farr, Ferguson, Ford, Frost, Gaither, Gantt, Gardner, Garey, Giles, Goodson, Goggins, S. Greene, J. A. Green, Hagood, Harris, Hart, J. N. Hayne, Hedges, Holmes, Humbert, Humphries, Jamison, Jervy, Johnson, Jones, Keith, Kuh, Lee, Levy, Lloyd, Logan, Maddocks, McDaniels, T. D. McDowell, Miles, Milton, Moore, Mickey, Myers, O'Connell, Pendergrass, Ramsay, Rivers, Saunders, A. L. Singleton, J. P. Singleton, Small, Smart, A. Smith, R. M. Smith, Sumpter, Tarlton, Taylor, J. W. Thomas, Wallace, Warley, Whipper, White, Wilkes, Williams and Wilson—86.

The following Bills and Resolutions, &c., remaining on the Calendar, were carried over to the next regular session:

Consideration of the Report of the Land Commissioner.

A Bill to provide for the establishment of Agricultural Colleges.

A Bill to incorporate the Lincoln Guards, of Summerville.

A Bill to incorporate the Lincoln Light Infantry, of Darlington.

A Bill to incorporate the Mt. Pleasant Evangelical Lutheran Church, of Barnwell County.

A Joint Resolution to provide for the adjustment of the Fire Loan Debt, so-called.

A Joint Resolution to alter and amend a Joint Resolution entitled "A Joint Resolution authorizing and directing the State Auditor and County Commissioners to levy certain taxes."

A Senate Bill to authorize aliens to hold property.

A Bill to re-vest in the heirs-at-law of Hugh E. Ogburn, deceased, certain lands sold for taxes.

A Bill to consolidate the offices of Land Commissioner and Commissioner of Agricultural Statistics.

A Bill to re-charter Combahee Ferry, over Combahee River.

A Bill relating to marriages.

A Bill to amend the second clause of the eighteenth Section of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State."

A Joint Resolution suspending certain tax executions.

A Bill to provide for the submission of the question of a change of location of the County seat of Barnwell County, to the voters of said County.

A Bill to regulate and fix the salaries of the County Commissioners of the various Counties, and for other purposes.

A Senate Bill to repeal an Act entitled "An Act to establish a Bureau of Agricultural Statistics for the encouragement of industrial enterprises, and to invite capital for the development of the resources of the State."

A Bill to incorporate the Mission Presbyterian Church, of Summer-ville, S. C.

A Bill to provide for suitable egress from public buildings and tenement houses.

Consideration of communication from State Treasurer relative to disbursement of Free School Fund.

A Bill granting to French subjects the right to possess and hold real and personal property.

Consideration of Report of Committee on Claims, (returned from the Senate, with non-concurrence,) on account of J. B. Erwin, of Pickens County.

A Bill to repeal an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties, and for other purposes."

A Joint Resolution requesting Congress to grant aid to complete the Blue Ridge Railroad.

A Bill to amend an Act entitled "An Act to amend the charter of the King's Mountain Railroad Company."

A Bill to incorporate the Columbia Horse Railroad Company.

Joint Resolution authorizing the State Treasurer to re-issue certificate of State Stock to R. S. Porcher.

A Bill to incorporate the Edisto Light Guard.

A Joint Resolution authorizing the Quartermaster General to purchase the necessary camp and garrison equipage to complete the organization of the State Militia.

A Bill to protect travellers on railway cars in this State.

A Bill to incorporate the Carolina Rifle Club, of Charleston.

A Bill to amend an Act entitled "An Act to provide for the construction and the keeping in repair of public highways and roads," approved March 1, 1870,

A Bill to make it felony for any one to make false titles, mortgages, &c.

A Bill to give power to the City Council of the City of Charleston to issue policies of insurance, and for other purposes.

A Senate Bill to amend an Act entitled "An Act to provide for the appointment of a Land Commissioner, and to define his powers and duties."

A Bill to change the name of Ambrose McFadden to Ambrose Alexander McCrae.

A Bill to repeal Section 338 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State."

A Joint Resolution to vest in the heirs-at-law of Isaac McKnight lands sold for taxes.

A Bill to amend an Act entitled "An Act to incorporate the Dorn Mining and Manufacturing Company, of South Carolina, for mining and other purposes," approved the 23d day of March, 1869.

A Bill to incorporate the National Mining and Manufacturing Company.

A Bill to incorporate the United States Manufacturing Company, of Columbia, S. C.

A Bill to incorporate the American Cotton and Woolen Company, of South Carolina.

A Joint Resolution to change the names of Samuel Dogan, Columbus Dogan and Simon Dogan to Samuel Farr, Columbus Farr and Simon Farr.

A Bill to punish persons for decoying away or harboring indentured apprentices or minors.

A Bill to amend an Act entitled "An Act to extend the time for officers to qualify."

A Senate Bill to alter and amend the Code of Procedure of the State of South Carolina.

A Bill to repeal Sections 279 and 280 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State," approved March 1, 1870.

A Bill to fund so much of the city debt of the City of Charleston as was contracted for railroad purposes.

A Bill to provide for the erection of a monument to the memories of Hon. B. F. Randolph and Hon. Wade Perrin.

A Bill to incorporate the Port Royal River Ferry Company, of South Carolina.

A Bill to incorporate the Wallingford Presbyterian Church and Academy, of Charleston, S. C.

A Bill to authorize and require the County Commissioners of Barnwell County to open a public road from the M. E. Church (Caves') to Halcialdale Church.

A Bill to compel the County Commissioners of Edgefield and Newberry Counties to build a bridge across the Saluda River, at Chappell's Ferry.

A Bill to renew the charter of Peay's Ferry, over the Wateree River.

A Bill to establish a causeway over Big Saltkahatchie Swamp, at Walnut Point, connecting the Counties of Colleton and Beaufort.

On motion of Mr. BOWLEY, the Clerk of the House was instructed to deliver an oral message to the Senate, that this House has disposed of the business before it, and is now ready to adjourn *sine die*.

The Sergeant-at-Arms announced a

MESSAGE FROM THE SENATE

Mr. Josephus Woodruff, Clerk of the Senate, appeared, and said:

Mr. Speaker and Gentlemen of the House of Representatives:

I am directed by the Senate to inform your honorable body that the Senate has disposed of the business before it, and is now ready to adjourn *sine die*.

Mr. HURLEY moved that this House do now adjourn *sine die*.

The SPEAKER delivered a valedictory address.

The motion to adjourn was agreed to, and the SPEAKER, at 12 P. M., declared the House of Representatives adjourned *sine die*.

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OF THE

HOUSE OF REPRESENTATIVES

OF THE

State of South Carolina,

BEING THE

REGULAR SESSION OF 1870-'71.

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Bills Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading	Other Pro- ceedings.	Approval.
Mr. Barker.	A Bill to regulate the hours of labor in the Cotton Factories in this State	30	35			413, 504 52, 290, 397	
Mr. Wilkes.	A Bill to repeal an Act entitled "An Act to repeal the Usury Laws of this State".....	31	34	426	432	89,389	
Mr. O'Connell.	A Bill to recharter Morris' Ferry under the name of Dinkins' Ferry, over the Catawba River.....	32	74	122	140		402
Mr. Hedges	A Bill to make appropriation for the deficiency in the School Fund	32	60			399, 578	
Mr. Smart.	A Bill to incorporate the Moses Guards of Ridgeway, Fairfield County	32	42	127	160	106, 389	
Mr. Levy.	A Bill to amend and extend the charter of the Union Bank of South Carolina..	34	35				

Bills Acted upon in the House of Representatives.

Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Mr. Levy.	A Bill to amend and extend the charter of the Planters' and Mechanics' Bank of South Carolina..	34	35	571	588	538, 570	
"	A Bill to incorporate the South Carolina Saving and Building Association, No. 2, of Charleston	34	35	182	215	166, 389	402
"	A Bill to regulate the measurement and inspection of timber and lumber in the city Charleston	34	35	397	432	292, 484	
Mr. Ferguson.	A Bill to alter and amend the charter of the town of Aiken.....	35	263				
Mr. Bryan.	A Bill to provide for the election of Justices of the Peace.....	35	45	542	555	439, 500 299, 430,	
Mr. Jamison.	A Bill to authorize County Commissioners to audit and pay township officers' accounts.....	36					

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Bills Acted upon in the House of Representatives.

Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading	Other Pro- ceedings.	Approval.
Mr Reed- ish.	A Bill to vest the title of the State to a lot of land in the village of Or- angeburg, of which Diedrich Klepping died seized, in the purchaser or pur- chasers, who shall pay for the premises, under a sale made by a decree of the Probate Court of Charleston County, and to direct the appli- cation of the pro- ceeds of the sale.	36	43	68	80	48, 56, 68	269
Mr. Gard- ner.	A Bill for the ap- pointment of State Geologist and Assistant....	36	43			461, 501	
Mr. Mobley.	A Bill to prevent the breaking of the peace and the quiet of the Sab- bath by the firing of arms.....	36	51			107, 122, 127	
Mr. Smart	A Bill to hold School Commissioners responsible as re- gards the quali- fications of teach- ers of public schools.....	36					

Bills Acted upon in the House of Representatives

Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Mr. Yocom.	A Bill to regulate the drawing of juries.....	36	82	24	253	195,535,549 553,557,594 586,606,610	
Mr. W. H. Thomas	A Bill to recharter the Cypress Swamp Company.....	36	165	532	545	243	629
Mr. W. H. Thomas.	A Bill to charter the Walterboro and Branchville Railroad Company.....	36	285				
Mr. Wilkes.	A Bill to regulate the right of traverse.	39	59	179	215	80, 146	402
Mr. Wilson.	A Bill supplementary to an Act entitled "An Act to authorize administrators, executors and other fiduciaries to sell certain evidences of indebtedness at public sale, and to compromise in certain cases," approved January 14th, 1870.....	39	59	88	118	70	269

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Bills Acted upon in the House of Representatives.

Introduced by	TITLE OF	Notice of	First Reading.	Second Reading.	Third Reading.	Other Pro ceedings	Approval.
Mr. Levy.	A Bill for the ap- pointment of a general inspector of bridges and trestle works in the State of South Carolina.....	40	71				
"	A Bill to amend and otherwise alter the present Free School system of South Carolina..	40					
Mr. Hunter	A Bill to define and regulate the hours of labor throughout the State	40	44				
Mr. Levy.	A Bill to authorize the Attorney- General to pur- chase for the State a manu- script compila- tion of the penal statutes of the State, prepared by E. A. Sea- brook, of the Charleston bar ..	40	45	294	357	200, 146,	272 156,
Mr. Logan.	A Bill to regulate the system of la- bor throughout the State, and for other purposes...	40	81	192	227	174	

Bills Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Mr. Hedges	A Bill for the incorporation of the village of Wrightsville, Edisto Island, Charleston County, S. C.....	40	49				
"	A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina."	40	51			415, 579	
"	A Bill creating the office of a State Civil Engineer, for the inspection of railroads, bridges and trestle works, on all public roads	40					
"	A Bill to reduce the first and second class passenger fares on all railroads within the State, to three cents per mile, first-class fare, and two cents per mile, second-class fare	40	338	585	599	362	

Bills Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Mr Warley	A Bill to incorpo- rate the town of Manning	40	49				
M. L. Cain.	A Bill to authorize the Clerks of the Courts of Com- mon Pleas to take testimony in certain cases..	40	49	395	406	185, 348 166, 182,	
Mr. Wil- liams.	A Bill to renew the charter of Fair- view Church in the County of Greenville.....	42	66				
Mr. Cousart	A Bill to amend the charter o f the village of Lan- caster.....	42	251				
Mr. Sellers.	A Bill to apportion members of the House of Repre- sentatives among the several Coun- ties, according to the inhabitants contained i n each	42					
Mr Reedish	A Bill to renew the charter of the Orangeburg Pres- byterian Church Society.....	43	286				

Bills Acted upon in the House of Representatives.

Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Mr. A. L. Singleton.	A Bill to renew and amend the charter of the town of Sumter.	43	164				
Mr. Ramsey.	A Bill to provide for the erection of sufficient fences and keeping the same in repair..	43	55			181 131, 155,	
Mr. Mobley	A Bill to amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices," approved March 1, 1870.....	43	47			442, 579 226, 290,	
Mr Elliott.	A Bill to establish a schoolship in the harbor of Charleston, South Carolina.....	44	185			578 203, 371	
Mr. Hurley	A Bill to amend an Act entitled "An Act to regulate the formation of corporations," approved December 10, 1869.....	44	44				

Bills Acted upon in the House of Representatives. .

Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval
Mr. Hedges	A Bill to incorporate the Hedges Light Guard, of Edisto Island, S. C.....	45	60	127	140	106	269
Mr. Barker.	A Bill to punish the carrying of arms, concealed or unconcealed, to places of public worship, on the Sabbath day	45					
Mr. Garey.	A Bill to regulate contracts of farm laborers of this State	45	84			335, 578 254, 298,	
Mr. Levy.	A Bill to repeal so much of the Act of 1839 as prohibits Clerks of the Courts from practicing law in the various Courts of the State	45	49			79, 121	
Mr. Jamison.	A Bill to authorize the Commissioners of Orangeburg to construct and build a bridge across the North Fork of the Edisto River in that County, and to mark out and establish a road therefrom to Branchville Depot	46	188	546	556	417	

. Bills Acted upon in the House of Representatives.

Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading	Other Pro- ceedings.	Approval.
Mr. Wallace.	A Bill to compel the School Commissioners to establish school houses in the various districts of their Counties, where the Trustees have failed to do so, under the provisions contained in the 40th Section of the school Act, passed at the Regular Session of 1869-'70	46					
Mr. Hagood	A Bill to re-charter the Pumpkin-town Turnpike Road, in Pickens County	47	60	122	160	89	269
Mr. Goodson.	A Bill to prohibit exorbitant profits on sales by retail dealers in merchandize and other commodities.....	47	85			214, 297	
Mr. A. L. Singleton.	A Bill to authorize towns, cities and incorporated villages to levy a tax for common school purposes..	47					

Bills Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Proceedings.	Approval.
Mr. Bosemon.	A Bill to amend the charter of the city of Charleston.....	49	.				
Mr. Davis.	A Bill to amend an Act entitled "An Act to establish and maintain a system of Free Common Schools for the State of South Carolina."	49	64	361		577,579 396,402,447 339,367,371	
Mr. Hurley	A Bill to incorporate the Charleston Water Company in the city of Charleston, State of South Carolina	49	49				
Mr. Bryan.	A Bill to charter Strawberry Ferry, across the Wateree branch of Cooper River, in Charleston County	49	71	369	400	243	
Mr. Abraham Smith.	A Bill to provide for the care of the poor.....	49	81				
Mr. Madocks.	A Bill for the enforcement of the fence law.....	49	101			131	

Bills Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Mr. Lee.	A Bill to amend an Act entitled "An Act to fix the salary and regulate the pay of certain officers, and for other purposes.".....	49	55			213, 297	
Mr. Smart.	A Bill to rebuild the bridge over the Congaree River opposite the city of Columbia.....	50	115				
Mr. Henderson.	A Bill to alter and amend an Act entitled "An Act providing for the next general election, and the manner of conducting the same.".....	50	55				
Mr. Jamison.	A Bill to authorize the County Commissioners of Orangeburg County to open a public road from Butler's Mill, on the Belville Road, to Moncks' Corner Road.....	50	169				
Mr. Duncan	A Bill to renew and amend the charter of the town of Spartanburg..	50	66	191	227	108, 129	402

Bills Acted upon in the House of Representatives.

Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.		Approval.
Mr. Simons.	A Bill to alter and amend an Act entitled "An Act to alter and amend the charter and extend the limits of the city of Columbia," approved on the 26th day of February, 1870.....	50	102	234	253	481, 234, 204,	484 472, 222,	573
Mr. Mobley	A Bill to muster the militia into active service in the place of the State Constabulary.....	50	85			297		
" "	A Bill to repeal an Act entitled "An to establish a State Police," approved August 22, 1865.....	50	85			106, 170, 297	127, 179,	
Mr. Gaither	A Bill to prevent and punish vagrancy.....	51	84			146,	158	
Mr. Hurley	A Bill to charter the United States Manufacturing Company of the city of Columbia.....	52	65			451,	633	

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Introduced by	TITLE OF:	Notice of	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Mr. Hurley.	A Bill to charter the American Cotton and Woolen Company of South Carolina..	52	65			451, 633	
“ “	A Bill to charter the South Carolina Land and Improvement Company.....	52	65				
Mr. Levy.	A Bill to renew the charter of the town of Williston in Barnwell County.....	54	65				
Mr. Mickey	A Bill to regulate the pay of grand and petit jurors..	54	71			107, 122	
“ “	A Bill to authorize and require the County Commissioners of Charleston to assess twenty thousand dollars taxes in addition to the present tax levy for said County..	54	71			214, 297	
Mr. Lee.	A Bill empowering the Boards of County Commissioners to levy a tax in their re-						

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Bills Acted upon in the House of Representatives.

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	spective Coun- ties for the pur- pose of building school houses therein.....	54	66			213, 297	
Mr. Myers.	A Bill to repeal an Act to amend an Act entitled "An Act providing for the assess- ment and taxa- tion of proper- ty," approved December 16, 1869.....	59	81	501	542	226	
Mr. Levy.	A Bill to charter the Palmetto Gas Company, in the City of Charles- ton, S. C.....	59					
Mr. Myers.	A Bill to amend so much of the ex- isting laws as re- lates to the ap- peal from the Courts of Trial Justices, Justices of the Peace and Magistrates	60					
Mr. Berry.	A Bill to extend the time for officers to qualify.....		60	88	102		151
Mr. Smart	A Bill declaring a tract of land con- sisting of one						

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Mr. Talbott.	A Bill to make it a felony, punisha- ble by fine or im- prisonment, for any person guilt- y of making false titles, mort- gages, liens, &c., to real or person- al property.....	64	372			415, 633	
Mr. C. D. Hayne.	A Bill to incorporate the town of Mid- way, S. C.....	64					
Mr. Ford.	A Bill to repeal the charter of the Goose Creek Bridge Compa- ny, and make the said bridge a public highway..	64	81				
Mr. Ford.	A Bill to punish own- ers of lands and planters who do not keep the same properly fenced, for injury						

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	done to livestock trespassing thereon	64	100				
Mr. Hurley	A Bill to fund so much of the debt of the city of Charleston as was contracted for railroad pur- poses	65	82			470,634	
"	A Bill to amend the charter of the city of Charles- ton, as relating to the issue of city stock.....	65					
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Mr. Bose- mon.	A Bill to prescribe the mode of election of Aldermen in the city of Charleston...	65	65				
Mr. Smart.	A Bill to amend so much of an Act entitled "An Act to revise, simplify and abridge the rules, practice and pleadings and forms of the Courts of this State, as pertain to the Third, Fourth & Fifth Judicial Circuits of this State"...	66	75				
Mr. Hagood	A Bill to define the law in relation to certain easements, and for other purposes...	66	85				

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"	A Bill ceding the ju- risdiction of the State of South Carolina to the United States of America, over such lands as may be acquired for public pur- poses by the said United States of America.....	64	70	157	194	389	402
"	A Bill to provide for the administra- tion of derelict estates.....	64	70			129	
"	A Bill to incorporate the South Caro- lina Saving and Banking Associ- ation, No. 2.....		70	182	215	389	402
Mr. Hedges	A Bill for the ap- pointment of three commis- sioners, in each County, to draw jurors for the Circuit Courts sitting in their County.....	71					

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Mr. Levy.	A Bill to amend a Joint Resolution passed January 19, 1870, autho- rizing the ap- pointment of Fish Commis- sioners, and de- fining the duties thereof.....	71					
"	A Bill to compel County Treasur- ers to receive County orders in full for County taxes	72	82	467		390, 499 202, 242,	
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Mr. Andell	A Bill to establish a reform school in the County of Charleston.....	72					
"	A Bill authorizing the Land Com- missioner to sell lands in parcels less than twenty- five acres.....	72					

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Mr. Humbert.	A Bill to prevent persons charged with crime being brought to trial when absent from Court	72	83			141	
"	A Bill to repeal so much of an Act providing for the assessment and taxation of property, as relates to hogs	72	101			214, 297	
Mr. Smart.	A Bill to amend so much of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of this State," as pertains to the Third, Fourth and Fifth Judicial Circuits of this State.....		75				
Mr. Wilkes.	A Bill to protect the rights of parents, and to prevent the procuring and carrying from the State persons under the age of twenty-one years.....	80	110	272	291	141	572

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Mr. Dennis.	A Bill for the better security of life and property against accidents from the use of steam boilers, both on land and in the navigable waters of this State	81	120			478, 579	
Mr. Hurley.	A Bill to empower the City Council of Charleston to issue policies of insurance against loss by fire, and for other purposes ..	82	82			394, 633 214, 369,	

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Mr. Hedges	A Bill authorizing the Governor to appoint three practical pilots, who shall constitute a Board of Pilotage Commissioners, for the State of South Carolina, whose duties shall be to examine and license pilots; the said Board to have the power to revise the present system of pilotage, subject to the decision of the Legislature	82					
"	A Bill to organize a body of young men as apprentices, under the direction and teaching of the regular constituted pilots.....	82					
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Mr. Sellers.	A Bill to amend an Act entitled "An Act to provide for the construc- tion and keeping in repair of pub- lic highways and roads," approved March 1, 1870...	84	187			417, 633	
Mr. Reedish	A Bill to amend the second clause of the eighteenth Section of an Act entitled "An Act to revise, simpli- fy and abridge the Rules, Prac- tice, Pleadings and Forms of Courts in this State," approved March 1, 1870...	85	101			248, 632	
Mr Mobley	A Bill to repeal an Act entitled "An Act prohibiting the peddling of ardent spirits throughout the State."	85	102			108,129,137	

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"	A Bill to consolidate the offices of Land Commissioner and Agricultural Statistics.....	86	117			234,247,632 183,201,207	
Mr. White.	A Bill requiring the County Treasurers of the respective Counties of the State to attend at each polling precinct in his County for the collection of taxes.....	86	119	377	400	299	
Senate.	A Bill to provide a salary for the office of Lieutenant Governor of the State.....		86	171	174	150,155,170	

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Mr. Hedges	A Bill to extend the present incorporate limits of the City of Charleston	90					
<i>Senate.</i>	A Bill to amend an Act entitled "An Act to establish a State Orphan Asylum.		100	331	356	183	
Mr. Dennis.	A Bill requiring the Treasurers of Laurens, Union and Spartanburg Counties to						

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	levy and collect from the property holders of said Counties a tax sufficient to reimburse certain parties for damages sustained in consequence of lawlessness of portions of the people of said Counties; also, to reimburse the State for expenses incurred for keeping an armed force there, and other expenses connected therewith.....	100					
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Mr. Cousart	A Bill to authorize the County Commissioners of Lancaster County to levy an additional tax for County purposes.....	101	197			580	
Mr. Thompson.	A Bill to amend an Act entitled "An Act to alter and amend an Act to authorize the sale of the Columbia Canal."..		102				
Mr. C. D. Hayne.	A Bill to provide for the publication of the Acts, Reports, Resolutions, Journals, and other papers of the General Assembly...		102			118, 131	

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Mr. Perry.	A Bill to amend an Act entitled "An Act to regulate the rates of toll to be taken at the several grist mills throughout the State.....	109					
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"	A Bill to charter the town of York- ville.....		117	466	499	372	
Mr. Crews.	A Bill to authorize the Land Com- missioner to pur- chase a sufficient quantity of land, and appropriate the same for the free use and ben- efit of all parties compelled to leave their homes from the Coun- ties of Union, Laurens and Spartanburg, said tracts not to contain more than one hundred acres for each family.....	117					

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Senate.	A Bill to alter and amend an Act to alter and amend the charter of the city of Greenville.....		120	404	432	293	
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"	A Bill to extend the limits of the town of Cam- den.....		127	502	545	292	
"	A Bill to incorporate the Stonewall Fire Engine Company, of Chester		127	182	215	166	
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Mr. White.	A Bill to prevent the Governor and other State officers leaving the State during the sitting of the General Assembly	171					
Mr. Thompson.	A Bill to alter and amend an Act to regulate the fees of Probate Judges, Clerks of Courts, Trial Justices, Magistrates, &c	171	218	270	291	238	
Senate.	A Bill to change the name of the Gap Creek and Middle Saluda Turnpike Company, and amend and renew charter...		172	545	569	535	
"	A Bill to empower the State to maintain the beneficiaries in the Lunatic Asylum instead of the several Counties		172	603	624		

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<i>Senate.</i>	A Bill to authorize aliens to hold property.....		172	226			632
"	A Bill to amend an Act entitled "An Act to es- tablish State Or- phan Asylum"..		172	331	356	356, 183	
"	A Bill to provide for the protection of persons, proper- ty and public peace.....		172	396	432	339	
Mr. Berry.	A Bill to incorporate the Mt. Plea- sant Evangeli- c a l Lutheran Church, of Barn- well County.....	176	196			215, 632	
Mr. Bose- mon.	A Bill to supply the deficiency in the appropriation for the Charles- ton City schools for 1870.....	176	185				
Mr. Hedges.	A Bill creating the office of State Engineer for the inspection o f						

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	steam mill and other motive power boilers....	176					
Mr. Hedges.	A Bill to examine and license com- petent engineers.	176					
"	A Bill to authorize the School Com- missioner of Charleston County to erect and furnish a school house in Wrightsville, Edisto Island, Charleston County, not to exceed two thou- sand dollars in cost.....	176	284			399, 578	
"	A Bill for building bridge connect- ing North and South Edisto Is- lands.....	177	186				
Mr. Mad- docks.	A Bill to incorporate the Lincoln Guards, of Sum- merville, Colle- ton County, S. C.....	177	186			202, 631	

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Mr. Keith.	A Bill to incorporate the Lincoln Light Infantry, of Darlington, S. C.....	177	186			202, 631	
Mr. Byas.	A Bill to make appropriation for educational purposes for the school year of 1871.....	177	188				
“ “	A Bill to alter and amend the charter of the town of Orangeburg...	177	188				
Mr. Reedish.	A Bill to abolish the County and State Board of Equalization	177					
Mr. Gardner.	A Bill to amend Section 15 of an Act entitled “An Act to organize and govern militia of South Carolina.....	177	190			202	

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Mr. Frost.	A Bill to establish a a State Normal School.....	178	199			218	
Mr. Whip- per.	A Bill to declare martial law in certain Counties.....	178	185			284, 287 257, 265, 247, 253, 202, 246,	
“ “	A Bill to levy a spe- cial tax in va- rious Counties...	178	185				
“ “	A Bill to make ap- propriation for expenses of mili- tia in Counties under martial law	178					
“ “	A Bill to provide for widows and or- phans of persons murdered for po- litical opinions..	178					
“ “	A Bill to make ap- propriation for expenses of mil- itia in Counties of Union, Lau- rens and Spar- tanburg.....	178					

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Mr. Boston.	A Bill to alter and amend and extend the limits of the town of Newberry	178					
Mr. Gaither	A Bill to provide State aid to the poor planters of Kershaw County	178	205			282, 395	
Mr. Jones.	A Bill to redeem certain obligations of the State therein mentioned		179			325, 578	
Mr. Goggins	A Bill to renew and amend the charter of the town of Cokesbury, Abbeville County, S. C	184	216				
Mr. Ford.	A Bill to require the County Commissioners of Charleston County to erect a hospital in St. James' Goose Creek	184	197				
Mr. Bascomb.	A Bill to incorporate the Port Royal River Ferry Company	184	200			535, 634	

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Mr. Bascomb.	A Bill to incorporate the Coosawhatchie Railroad Company	184	200			362, 578	
"	A Bill to charter the Port Royal City Savings Bank....	184	200				
"	A Bill to authorize Edmund F. English to build a wharf, and collect wharfage, at Port Royal City	184	199	581	599	267	
Mr. Myers.	A Bill to provide for the publication of Acts, Reports, Resolutions, Journals, and other papers of General Assembly		185			193, 237	
Mr. Bosemon.	A Bill to incorporate the Mechanics' Union Society, No. 1, of the city of Charleston	185	196	397		206, 406	
Mr. T. D. McDowell.	A Bill to incorporate the Saving, Building and Loan Asssiation of South Carolina	187	199			580 204, 272,	

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Mr. W. M. Thomas.	A Bill to empower the Speaker of the House and the President of the Senate to convene the General Assembly whenever they deem it necessary	186	244			461,579	
Mr. Reedish	A Bill to amend an Act entitled "An Act to limit the costs of criminal prosecutions," approved February 28, 1870.....	188					
Mr. Jamison.	A Bill to authorize the Governor to establish a State Guard for the protection of the Capitol	188					
Senate.	A Bill to provide for the redemption of certain lands sold under order of Gen. Ed. R. S. Canby for taxes		189	605	624		
Mr. A. L. Singleton.	A Bill to provide for the building of school houses in Sumter County..	190				273,610	

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Mr. A. L Singleton.	A Bill to prohibit disguises	190	217	360	387		
<i>Committee on County offices and officers.</i>	A Bill to regulate the salaries of School Commissioners of the various Coun- ties.....		192			242	
Mr. Nerland	A Bill to incorporate the town of Gra- ham's, Barnwell County.....	196	204				
Mr. Sump- ter.	A Bill to provide for the submission of the question of a change of loca- tion of the Coun- ty seat of Barn- well County, to the voters of said County	196	204			632 249,262,277	
Mr. Ford.	A Bill to incorporate the South Caro- lina Phosphatic Company, and grant the right to dig and mine, and remove from the beds of the navigable rivers of the State, rocks and phos- phatic deposits...		197	216			

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Mr. Elliott.	A Bill to amend an Act entitled "An Act to establish State Orphan Asylum."	197					
Mr. Humbert.....	A Bill to establish an Alms House at the County seat of Darlington County.	197	204			307, 579	
Mr. Humbert.....	A Bill fixing the salaries of school teachers in Darlington County..	197	227			248, 298	
Mr. Moore..	A Bill providing for the payment for improvements made on the property of other persons	197	239			478, 579	
Mr. Doyle.	A Bill to perfect the titles to certain						

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	town lots in the town of Wal- halla.....	198	206	545	556	238	
Mr. Frost.	A Bill to provide for the maintenance of the public • schools of the city of Charles- ton, and make appropriation to pay teachers of said city for ser- vices rendered...	199	206			248,274,395	
Committee on Mili- tary Af- fairs.	A Bill to amend Sec- tion 5 of an Act entitled "An Act to organize and govern the militia of South Carolina.".....		202	369	387		
Mr. C. D. Hayne.	A Bill to secure ad- vances for agri- cultural purpo- ses.....	204	244				
Mr. Bryan.	A Bill to require the County Com- missioners of Charleston County to erect at St. John's Berkley, a suit- a b l e hospital building, and to provide a physi- cian for the same		204				

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Mr. Hough.	A Bill to re-vest in the heirs-at-law of Hugh E. Ogden, deceased, certain lands sold for taxes.....	204	216			237, 632	
Mr. Barker.	A Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices.".....	205	227			290, 578	
Mr. Litchfield.	A Bill to vest the right and title of the State to certain property therein mentioned in certain persons,.....	205	216				
Mr. Allen.	A Bill to consolidate the offices of County Treasurers, Auditors and Assessors....	205	217				
Mr. J. W. Thomas.	A Bill to pay certain County officers..	205					
Mr. Reedish	A Bill to provide for suitable egress from public buildings and tenement houses	205	245			292, 632	

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<i>Senate.</i>	A Bill to repeal so much of an Act of 1839, as prohibits Clerks of Courts from acting as Attorneys and Solicitors in the Courts of the State		206	272	292	238	
"	A Bill to authorize Circuit Judges to hold Courts in other Circuits than their own...		206	360	387	238	
"	A Bill to regulate the appointments, jurisdictions and duties of Notaries Public.....		207	271	292	238	
Mr. Tarlton.	A Bill to incorporate the Thomas Guards, of Green Pond, Colleton County.....		216	542	569	273	
Mr. Gardner.	A Bill in relation to marriages	217	228			248, 632	
Mr. Moore.	A Bill compelling School Commissioners of Fairfield County to erect a suitable building for a school house at, or near, Gladden's Grove, Fairfield County.....	216	239			244, 298	

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Mr. Sellers.	A Bill to amend Section 14 of an Act entitled "An Act to organize and govern the Militia of the State of South Carolina," approved March 16, 1869.....	217	256			274, 395	
Mr. Whip- per.	A Bill to amend the charter of the Port Royal Railroad Company, and for other purposes	218	279				
Mr. Jervey.	A Bill to authorize County School Commissioners of Charleston County to levy a special tax to build school houses, and for other purposes...	227	244				
Mr. Crittenden.	A Bill to empower owners of water power or shoals to improve the same on certain conditions	227	239				

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Mr. Garey.	A Bill to reduce the fees of the County Treasurers, and also to reduce the salaries of the County Auditors	228	240				
Senate.	A Bill to alter and renew the charter of the town of Darlington....		228	528	570	404 292, 397,	
Mr. Wilson.	A Bill to permit William L. Wood to adopt Napoleon B Smith, to make him his lawful heir, and to change the name of Napoleon B. Smith to Napoleon B. Wood.	238	244	404	432	248	573
Mr. Hunter.	A Bill to abolish the Mayor's and Recorder's Courts, of the city of Charleston, and providing for the establishment of a Police Court...	238	293				

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Mr. Mad- docks.	A Bill to charter the Mission Pres- byterian church, of Summerville, Colleton County	239	256			282, 632	
Mr. Hum- bert.	A Bill to require School Commis- sioners of Dar- lington County, to erect school houses, and auth- orize County Commissioners to levy a special tax		239				
Mr. J. A. Green.	A Bill to compel County Commis- sioners of the Counties of New- berry and Edge- field, to erect a bridge over Sa- luda River, at Chappel's Ferry	239	246			634 597, 613,	
Mr. Hen- derson.	A Bill to empower School Commis- sioners of New- berry County to build a school house in the town of Maybin- ton	240	267			307, 578	
Senate	A Bill to repeal so much of an Act entitled "An Act						

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	to organize and govern the militia of the State of South Carolina, as provides for the appointment and pay of Assistant Adjutant General."...		241				
<i>Senate.</i>	A Bill to repeal an Act entitled "An Act to establish a Bureau of Agricultural Statistics for encouragement of industrial enterprises and to invite capital to develop the resources of the State."		241			282, 632	
"	A Bill to amend the charter of the Columbia Building and Loan Association		241			292, 426	
<i>Committee on Roads, Bridges and Ferries.</i>	A Bill to recharter Combahee Ferry over the Combahee River.....		243			632	
Mr. Wilkes	A Bill to abolish the right of dower...	244	250			453, 579	

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Mr. Jervey.	A Bill to enforce the collection of the poll tax.....	244	250			274, 578	
Mr. Milton.	A Bill to allow Ambrose McFaddin to change his name to Ambrose Alexander McCrae	244	264			143, 633	
Mr. Rivers.	A Bill to incorporate the Sons and Daughters of Zion, of Providence Baptist Church.....	244	251	369	386		
Mr. Allen.	A Bill to regulate the salaries of School Commissioners	245	251			339, 396	
Mr. Jamison.	A Bill for the purpose of electing all County offices hitherto filled by Executive appointment, not specially provided for in the Constitution.....	245					
Mr. Hedges.	A Bill to incorporate the Wadmalaw Light Guard.....	250	255	585	612	273	

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Mr. Hedges	A Bill to incorporate the J e h o s s a Light Guard.....	250					
"	A Bill to incorporate the Edisto Light Guard.....	250	279			400, 633	
Mr. Jervey.	A Bill to incorporate the village of St. S t e p h e n s, C h a r l e s t o n County.....	250	284				
Mr. Hough.	A Bill to alter the times of the sit- ting of the Courts of C o m m o n Pleas and Gene- ral Sessions of the Fourth Judi- cial Circuit of this State.....	250	255				
Mr. Hum- bert.	A Bill authorizing and requiring State Auditor to have levied a n d collected special tax.....	250	256				
Mr. Smart.	A Bill to provide the manner for ob- taining the right of way where lands are sur- rounded by other lands.....	251	256	577	590	389	

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Mr. Shank- lin.	A Bill to authorize the formation of and to incorpo- rate the Tugaloo and Chattanooga Railroad Com- pany.....	251	236			362, 439	
Mr. Frost.	A Bill to impose upon Clerks of Courts certain duties heretofore per- formed by Com- missioners in Equity.....	251	257			478, 579	
Mr. Keith.	A Bill to incorporate Working Men's Mutual Benefit Life Assurance Association, S. C.....	256	264			454, 580	
Mr. Thomp- son.	A Bill to incorporate the Columbia Horse Railroad Company.....	257				633	
Mr. Mobley	A Bill to prohibit the willful and ma- licious carrying of deadly wea- pons	257	268			442, 579	

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Mr Briggs.	A Bill to authorize the County Commissioners to bind to service illegitimate children, and children of paupers..	257	264			398, 467	
Senate.	A Bill to incorporate the Rock Hill Hook and Ladder Company....		257	427	444	343	
Mr. Myers.	A Bill to require State Treasurer to pay County Treasurers the apportionment of the school fund for their respective Counties.....	264	267	360	387	290	572
Mr. Logan.	A Bill to provide an indemnity for certain bereaved persons, and for other purposes therein mentioned.....	264	279				
Mr. Reedish	A Bill to regulate and apportion the road tax.....	264					

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<i>Committee on Incorporations.</i>	A Bill to renew and amend the charters of certain religious associations heretofore granted.....		266	360	387		62
Mr.A.Smith	A Bill to repeal Sections 279 and 280 of an Act entitled "An Act to revise,simipify and abridge the rules, practice, pleadings and forms of Courts in this State," approved March 1, 1870.....	267	278			461, 634	
Mr. Garey	A Bill to authorize County Commissioners of Kershaw County to levy a special tax to erect a school house in said County.	267					
Mr. Doyle.	A Bill to amend Section 5 of Article X of the Constitution of this State	268	279			290, 396	
"	A Bill declaring the right of legitimacy on certain children.....	268	280	585	590	443	

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Mr. Shanklin.	A Bill to re-charter Maxwell's Bridge across Seneca River, Oconee County	268	327			535, 601	
Mr. Hagood	A Bill to repeal Section 338 of an Act entitled "An Act to revise, simplify and abridge the rules, practice and pleadings of the Courts of this State"	268	280			443, 633	
Mr. Simons.	A Bill to provide for certain improvements on the State House and Grounds	268	294				
Senate.	A Bill to regulate the tenure of certain civil offices.....		268			461,602,606	
"	A Bill to charter the town of Hamburg.....		268	369	387	343	
"	A Bill to incorporate the town of Florence.....		268	528	570	399	

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Mr. Wilkes.	A Bill to regulate proceedings for removal of public officers by impeachment.....	274	282				
"	A Bill to recharter Walnut Grove Baptist Church, in the County of Abbeville	274	282				
"	A Bill to regulate proceedings for removal of civil officers, otherwise than by impeachment	274	282				
Mr. C. D. Hayne.	A Bill to renew the charter of the town of Bamberg, Barnwell County	277					
Mr. Kennedy.	A Bill to incorporate the town of Graniteville	279					
Mr. Henderson.	A Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools for the State of South Carolina"	279	301			415, 579	

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Introduced by	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
<i>Senate.</i>	A Bill to supply the deficiency in the appropriation for support and maintenance of Free Schools for 1870.....		280	361	387	307	
<i>Committee on County Offices and Officers.</i>	A Bill to fix the salaries of the County Commissioners of various Counties, and for other purposes.....		273			632	
Mr. Wilkes.	A Bill forming a new County out of portions of the Counties of Abbeville, Anderson, Greenville and Laurens, with the Court House at Honea Path.....	282	383				
"	A Bill to facilitate the punishment of crime		283	488	503	488, 469, 404, 290,	609 473, 410, 331,
Mr. W. M. Thomas.	A Bill to incorporate the Columbia, Walterboro and Yemassee Railroad Company..		285	437	499	362	629
Mr. Humbert.	A Bill to incorporate Trinity Baptist Church, at Florence, Darlington County, S. C.....	285	309				

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Introduced by.	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Proceedings.	Approval.
Mr. Kuh.	A Bill to authorize J. C. Rundlett to erect a wharf in the town of Beaufort, and collect wharfage	285	293	500	587	431	629
Mr Gaither	A Bill to re-charter Harrison's Ferry, across the Catowba River, in Kershaw and Fairfield Counties.....	286					
Mr. Jami-son.	A Bill to provide for certain alterations and amendments of an Act entitled "An Act to revise, simplify and abridge the forms, pleadings, rules, &c., of Courts in this State," passed, 1869.....	286					
Mr Reedish	A Bill to permit William V. Myers to adopt Dora V. Baxter and make her his lawful heir, and change name of said Dora V. Baxter to Dora V. Myers	286	301	574	590	443	

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Mr. Good- son.	A Bill to authorize Wm. B. Ander- son to practice the profession of Veterinary sur- geon, in the State of S. C.....	294	301			372	
Mr. Wilkes.	A Bill to amend the first clause of Section 25, Title 3, of an Act to revise, simplify and abridge the rules, practice, pleadings and forms of Courts in this State," ap- proved March 1, 1870.....	300	308	438	453	398	
Mr. Bose- mon.	A Bill to amend an Act to incorpo- rate the Dorn Mining and Manufacturing Company, of S. C., and for other purposes.....	300	308			451, 633	
Mr. Levy.	A Bill to incorporate the Charleston Ice Manufactur- ing and Refrige- rating Company.		300 300				

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Mr. Sellers.	A Bill to exempt King's Mountain Military School, of which Col. A. Coward is Principal, from the provisions of the 14th Section of an Act entitled "An Act to organize and govern the militia of the State of South Carolina."	300	345			406, 579	
Mr. Doyle.	A Bill to incorporate the New Hope Baptist Church of Oconee County	301	309				
Senate.	A Bill to further amend an Act entitled "An Act providing for assessment and taxation of property."		302				
"	A Bill to incorporate the Charleston Riflemen Club..		302		556	400	
"	A Bill to amend the charter of the town of Union...		302	601	624	399	

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<i>Senate.</i>	A Bill to renew and amend the charter of the town of Mt. Pleasant..		302	438	454	343	
"	A Bill to incorporate the Champion Hook and Ladder Company, of Chester		302	427	444	343	
<i>Committee on Judiciary.</i>	A Bill to provide for the election of Justices of the Peace and Constables, and for other purposes...		299	542	554	439, 500	
Mr. Dennis	A Bill to regulate the liabilities of hotel, inn and boarding house keepers.....		309				
Mr. W. M. Thomas.	A Bill to make the Land Commissioner an elective office by the General Assembly, and make appropriation.....	309					
Mr. Doyle	A Bill to incorporate the Beaver Dam Baptist Church, Oconee County..	309	328				

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Mr. Hurley.	A Bill to amend an Act entitled "An Act to amend the charter of the King's Mountain Railroad Company."		326			362, 633	
"	A Bill to charter the Yemasee and Millen Railroad Company, S. C..		326	437	530	362	
Mr. Bose- mon.	A Bill to determine the day of election of the Mayor and Aldermen of Charleston.....		326	559	570	381, 458	629
Mr. Dennis.	A Bill requiring all parties instituting civil actions to provide by bond or otherwise for payment of costs before prosecuting.....	327					
Mr. Levy.	A Bill to define and regulate the jurisdiction of the Police Court of Charleston, S. C.	327	344				

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Mr. Jones.	A Bill to repeal so much of an Act entitled "An Act to authorize a State loan to pay the interest on the public debt," as relates to the appointment of a Financial Agent.....	327	333				
Mr. Boston.	A Bill to amend the charter of the Greenville and Columbia Rail- road Company, and for other purposes.....	327					
Senate.	A Bill to amend an Act entitled "An Act to establish and maintain a system of free common schools in the State of South Carolina."		328	464	503	458 415,437,447	
"	A Bill to require the County Commis- sioners to report to the General Assembly		328	501	537	470	

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<i>Senate.</i>	A Bill to amend Section 279 of an Act entitled "An Act to revise, simplify and abridge the rules, practice, pleadings and forms of the Courts of the State.".....		328			442, 579	
"	A Bill to amend an Act to define the jurisdiction and duties of County Commissioners...		328	501	545	470, 549, 610	
"	A Bill to require County Treasurers to report to the General Assembly.....		328				
"	A Bill to compel County Treasurers to receive County checks or warrants for County taxes, and for other purposes.....		328	470	499	470	
"	A Bill to incorporate the Pleasant Grove Baptist Church, in Darlington...		329	531	454	416	

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Introduced by.	TITLE OF.	Notice of.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
<i>Senate.</i>	A Bill to renew and amend the charter of the town of Anderson		329	575	598	399	
<i>Committee on Charitable and Religious Institutions.</i>	A Bill to incorporate and re charter certain religious institutions		332	427	454		629
Mr. Whipper.	A Bill to assist in erecting a monument to the memory of Randolph, and other martyrs	333	372			470, 634	
<i>Committee on Incorporations.</i>	A Bill to provide for the widow and orphans of Wade Perrin, and others, who have been murdered for political opinions.....	333	372				
"	A Bill to incorporate the Camden Steam Mill Company		344	502	556		629
Mr. Smith.	A Bill to provide for the paying of Jurors on Coroners' inquests ...	344					

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Mr. Yocom.	A Bill to authorize and empower persons who may incorporate themselves for that purpose, to dig and mine in the navigable streams and waters of the State of South Carolina, for phosphate rocks and phosphatic deposits ..	344					
Mr. Keith.	A Bill to incorporate the Macedonia Baptist Church, in the town of Darlington	345	349				
Mr. Frost.	A Bill to confer upon Trial Justices or Justices of the Peace all the civil jurisdiction, except so much as by subsequent Acts have been repealed, heretofore conferred on Magistrates ..	346	359			442, 579	
Senate.	A Bill to renew and amend the charter of the town of Bamberg, S. C.		346	427	454	399, 464	

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Mr. Levy.	A Bill to establish t h e Charleston Charitable As- sociation for the benefit of t h e free school fund for the State of S. C.....	349	357	571	588	556	
Mr. Mobley	A Bill to repeal an Act to provide for the appoint- ment of a Land Commissi o n e r, and to define his powers and du- ties, and for other purpose....	350	364			371, 632	
Mr. Frost.	A Bill to provide for Teachers' Insti- tutes	350	359	394	406	380	
Senate.	A Bill to amend the charter of the German Evangel- ical Church, of Charleston.....		352	546	569	407	
"	A Bill to amend an Act entitled "An Act to authorize the Commission- ers of Public Buildings f o r William s b u r g						

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	District to sell certain portions of the public grounds," passed December 22, 1859		351	468	499	443	
<i>Senate.</i>	A Bill to amend an Act entitled "An Act to regulate the Agencies of Insurance Companies not incorporated in the State of South Carolina"		351	601	622	399	
Mr. T. A. Davis	A Bill to regulate the pay of the subordinate officers of the General Assembly, and for other purposes...		357				
Mr. Littlefield.	A Bill to change the County seat of Chesterfield County from Chesterfield Court House to Cheraw.....	357					
Mr. Bowley.	A Bill to regulate the payment of the fees of jurors.....	357	364				
Mr. McDaniels.	A Bill to incorporate Hopewell Baptist Church	357	364				

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Mr. Reedish	A Bill to permit Burns D. Myers to adopt and make his lawful heir, H. Margaret Grimes and W. Burns Grimes and change their names to H. Margaret Myers and W. Burns Myers	357	364	574		415	
Mr. Briggs.	A Bill to amend an Act entitled "An Act to regulate the fees of Probate Judges, Clerks of Courts, Trial Justices, Magistrates and other officers therein mentioned."		359				
Mr. Myers.	A Bill to charter the Ocean Steam Saw Mill Railroad Company, Beaufort County	360					
Senate.	A Bill to make appropriation for the per diem and mileage of the members of the General Assembly, and the subordinate offi-						

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	cers, and other expenses inci- dental thereto...		360	567	583	471, 567	
Senate.	A Bill to authorize Sylvanus Mayo to build a wharf in the town of Beaufort		360	468	503	431	
Committee on Rail- roads.	A Bill to incorporate the Columbia Horse Railroad Company.....		362			633	
Mr. Talbott	A Bill to establish a new judicial and election County from the Coun- ties of Abbeville, Edgefield, Lau- rens and New- berry	363	455				
Mr. Myers.	A Bill to incorporate the Second Eutaw Baptist Church, of Gra- hamville.....	363	372				
Mr. Milton.	A Bill to provide for the compulsory attendance a t schools of chil- dren between the ages of six and sixteen.....	363	383			415, 579	

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"	A Bill to charter the Northwestern Railroad Company, of South Carolina		364	541	555	380	
Mr. Pendergrass.	A Bill for the issue of two million State bonds for the erection of sufficient district school houses to accommodate the present wants of the people.....	364					
Senate.	A Bill to relinquish all the rights, title and interest of the State of South Carolina in and to certain real estate whereof one Napoleon B. Pouncey, of Horry, died seized, and vest the same in certain persons therein named...		367	573	591		

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Mr. Whip- per.	A Bill to authorize the State Treas- urer to issue con- version bonds, for certain <i>nulla bona</i> claims of Sheriffs and ex- Collectors in this State.....	472	444	503	537	470	
Mr. A. Smith.	A Bill to incorporate the Mount Pleas- ant Baptist Church.....		373				
Mr. Mobley	A Bill to repeal an Act entitled "An Act to appoint a Sinking Fund Commission.	373	384				
Senate.	A Bill to vest in the Charleston Land Company the charter of a Fer- ry from Ham- lin's wharf, in the City of Charleston, to the following points on the Wando River, to wit: Scanlons- ville, Remley's Point, Vennings Landing, and Daniel's Island Landing.....		373	458	499	417	

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"	A Bill to charter the Jacksonboro Ferry.....		373	585	598	535	
"	A Bill to incorporate the Mechanics' Union, No. 1, of Charleston, S. C.		374	428	444	406	
"	A Bill to regulate the call of the docket of the Supreme Court.....		374	577	591	415	
"	A Bill to repeal an Act entitled "An Act to pro- vide for a Sink- ing Fund and for the management of the same."...		374				
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Mr Hunter	A Bill to protect travellers on railway cars in this State.....		373			399, 633	
Mr. R. M. Smith.	A Bill authorizing the Comptroller- General to sink certain balances in favor and						

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	A Bill to incorporate the Saving Building and Loan Associa- tion, of South Carolina.....		384	427	444	399	
	“ A Bill to amend an Act entitled “An Act to in- corporate the Enterprise Rail- road Company, of Charleston.”..		384	573	596	399	
	“ A Bill to establish a ferry across Ca- tawba River, near the late John S. Perry’s mill, and for other purposes...		390	602	624	535	
Mr. Wilkes.	A Bill to amend an Act entitled “An Act to or- ganize the Su- preme Court,” ratified Septem- ber 18, 1868.....	391	400	559		415	
Mr. Logan	A Bill to hold per- sons responsible for selling real property of de- fective, unsound or doubtful title.	392	400				

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Mr. Whip- per.	A Bill to abrogate and sink the debt of the State of South Caro- lina incurred in the late rebel- lion against the United States.		392				
Mr. Moore.	A Bill to exempt ministers, physi- cians and attor- neys from work- ing roads.....	393	401			415, 579	
Mr. W. M. Thomas.	A Bill to amend an Act entitled "An Act to incorpo- rate the Home- stead Building, Planting and Loan Associa- tion, of S. C		393	532	545	417	629
Mr. Whip- per.	A Bill to authorize the County Com- missioners of Greenville, Spar- tanburg, Pick- ens and Oconee Counties to levy an additional tax		400			455	
Mr. Bose- mon.	A Bill to incorporate the Carolina Ri- fle Club, of Charleston.....		401			406, 633	

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Mr. Wilson	A Bill to provide for the appointment of Trial Justices, the organization of their Courts, and the jurisdiction of the same		407			442, 579	
Mr. Wilkes	A Bill defining the jurisdiction of Justices of the Peace, the mode of procedure before them, and the duties of Constables in civil actions.		407	548	570	430	
Mr. Hurley.	A Bill to declare the rights of common carriers.....		407	577	612	453	
Mr. Byas.	A Bill to amend an Act entitled "An Act to protect laborers and persons working on shares of crops."		408				
Mr. Frost.	A Bill to carry into effect Section 2, Article XIV, of the Constitution of the State of South Carolina..		408				

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<i>Senate.</i>	A Bill to authorize and empower the Board of County Commissioners of Darlington County to issue bonds to the amount \$25,000		409			470,605	
"	A Bill to amend an Act entitled "An Act establishing a line beyond which the wharves shall not extend in the city of Charleston, and for other purposes," ratified December 21, 1836		409	602	624	451	
"	A Bill to amend an Act entitled "An Act to provide for the appointment of Trial Justices.".....		409			453,579	
"	A Bill to amend an Act entitled "An Act to provide for the conversion of State securities"		409	602	624	470	
"	A Bill to provide more effectually for recording of all conveyances of real estate ...		409	586	596	621 453,609,611	

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<i>Senate.</i>	A Bill to provide for the government of the South Carolina Institution for the education of the deaf, dumb and blind.....		410	577	598	443	
"	A Bill to amend an Act entitled "An Act to appoint a Land Commissioner and to define his powers and duties"		410			444, 633	
"	A Bill to incorporate the Hu n t o o n Chemical Soap Company, of South Carolina..		410	605	624	417	
<i>Committee on Charitable and Religious Institutions.</i>	A Bill to incorporate certain religious institutions		417	500	545		629
Mr. J. N. Hayne.	A Bill to incorporate the Ninety-Six and Aiken Railroad Company...		418				
Mr. T. A. Davis.	A Bill to regulate the manufacture and sale of Commercial fertilizers in the State of South Carolina		418	585	612	451	

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Mr. T. A. Davis.	A Bill to prohibit the bringing of paupers into the State of South Carolina		418	504	545	453	
Mr. Smart.	A Bill to renew the charter of Peay's Ferry over the Wateree River..		418			613, 634	
Mr. Thompson.	A Bill to provide for the attachments of judgments for money, choses in action, chattels and merchandise in the hands of Sheriff or any third party.		419				
Senate.	A Bill to regulate the granting of divorces.....		424			452, 585	
"	A Bill to amend an entitled "An Act to regulate the formation of corporations."		424	602	622	451	
Mr. Hagood	A Bill to incorporate the Walhalla Hook and Ladder Company, Walhalla, South Carolina		434	546	566	451	
Senate.	A Bill to alter and amend the Code of Procedure of the State of South Carolina..		435			453, 634	

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<i>Senate.</i>	A Bill to alter and amend an Act entitled "An Act to define the criminal jurisdiction of Trial Justices." Approved March 1, 1870.....		435	501	542	453	
"	A Bill to charter the South Carolina Phosphate and Phosphatic River Mining Company, in the State of South Carolina, to grant, with persons therein named, and their associates, the right to dig and mine in the beds of the navigable streams and waters of the State of South Carolina, for phosphate rocks and phosphatic deposits.....		435	576	591	568 478,536,540	
Mr. Myers.	A Bill declaring the right of way across the Savannah and Charleston Railroad.....		444	500	530	453	629

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Mr. Hurley	A Bill to amend an Act entitled "An Act to charter the Enterprise Railroad Company, of Charleston."		445				
"	A Bill to protect the interests of the State whenever the payment of interest now due remains unpaid on bonds issued by any railroad company, and wherever the guarantee of the State is endorsed		445	580	596	454	628
Mr. Wilkes.	A Bill to incorporate the Continental Telegraph Company.....		446	580	596	454	629
Mr. Hurley	A Bill to create a debt of the State of South Carolina to be known as the Sterling Funded debt, the same, or the proceeds thereof, to be exclusively used in the exchange for, or in payment of, the existing public debt of the State.		450	561	581	561 470,550,552	630

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"	A Bill to provide for the payment to the State of a fee of one dollar for every deed, mort- gage, and other conveyance of real estate or per- sonal property recorded; for every complaint, answer, demur- rer or reply filed; for every last will and testa- ment registered, and for each and every set of let- ters testamentary, or of admin- istration, issued..		450				
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<i>Committee o n Ways and Means.</i>	A Bill to authorize the County Com- missioners o f Sparta n b u r g , Pickens, Oconee, and Greenville Counties, a n d the authorities of certain towns in those Counties, to provide means to meet the in- terest on certain bonds.....		455	484	503	485	629
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<i>Senate.</i>	A Bill to incorporate the Walhalla Hook and Ladder Company ...		483				
"	A Bill regulating and granting writs of <i>habeas corpus</i> in certain cases		483			552, 580	
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<i>Senate.</i>	Circuit Court of General Sessions and Trial Jus- tices		484	603	624	552	
	A Bill to enlarge and define the pow- ers of the Char- leston City Board of School Com- missioners, and to allow said Board to levy a tax for the sup- port of the free schools of the City of Charles- ton		484			556, 579	
	A Bill to incorporate the Union Gold Mining Com- pany, of South Carolina		494	571	590	526	
	A Bill to authorize the formation of, and to incorpo- rate, the Tuga- loo and Chatta- nooga Railroad Company.....		494	573	596	541	
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"	A Bill to authorize the County Commissioners of Spartanburg Greenville, Pickens and Oconee, and the authorities of certain town therein, to provide means to meet interest on certain bonds....		504				
Mr. Doyle.	A Bill to establish an Agricultural College.		531			631 556,581,586	
<i>Senate.</i>	A Bill to incorporate the Healing Springs Baptist Church, of Barnwell County, South Carolina..		531	571	598	541	
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	A Bill to incorporate the Working- men's Mutual Benefit Life As- surance Associa- tion, of South Carolina		549	576	612	560	

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Mr. Whip- per.	A Bill to incorporate the Beaufort and Columbia Rail- road		541				
Mr. Jones.	A Bill to incorporate the Carolina Banking Com- pany		560			571	
Senate.	A Bill to incorporate the Waccamaw and Little River Canal Company.		575	601		580	
"	A Bill to incorporate the Brewer Gold Mining Company of South Caro- lina		576	597	612	583	
"	A Bill to amend an Act entitled "An Act providing for the assess- ment and taxa- tion of pro- perty," passed September 1868, and all Acts amendatory thereto.....		575	611	622	611	

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Mr. J. N. Hayne.	To provide for the compensation of the State Libra- rian.....	255	437	454	381	
Mr. T. A. Davis.	To suspend the writ of <i>habeas corpus</i> in various Coun- ties.....	255			274, 395	
Mr. Hudson	To authorize t h e County Commis-					

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Introduced by	TITLE OF.	First Reading.	Second Reading.	Third Reading.	Other Proceed- ings.	Approval.
	sioners of Lancaster, to levy a special tax.....	264				
Mr. Wilkes.	To authorize the County Commissioners of Anderson County to alter the time for performing labor on the roads during the year 1871.	267				
Senate.	To authorize the County Commissioners of Marlboro County to levy a special tax.....	286	601	623	390	
"	To withhold the last quarter's salary for the year '1870, from all County School Commissioners (except the School Commissioner of Newberry) who have failed to make their annual Report to the State Superintendent of Education for the year 1870, in conformity with the law.....	287			307, 396	

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Introduced by	TITLE OF.	First Reading.	Second Reading.	Third Reading.	Other Proceed- ings.	Approval.
Mr. Hayne.	To authoize Isaac Palmer, of Anderson County, to charge and collect fees as medical nurse.....	293			307, 396	
Mr. Frost.	To confirm the apportionment made by the Superintendent of Education of the State of South Carolina of the free school fund for the fiscal year ending October 31, 1869.....	294	394	406	307	629
Mr. Williams.	To authorize the County Commissioners of Greenville County to levy an additional tax for railroad purposes.....	300				
Mr. Ford.	To provide payment to the Special Deputy State Constables, for services rendered at the late general election.....	326				
Senate.	To authorize the County Commissioners of Lancaster to levy a special tax	328	545	556	390	

Resolutions (Joint) Acted upon in the House of Representatives.

Introduced by	TITLE OF.	First Reading.	Second Reading.	Third Reading.	Other Proceed- ings.	Approval.
<i>Senate.</i>	To authorize t h e Keeper of the State House to purchase fifteen tons of coal for the General As- sembly and State offices	329	347	357	367, 391, 409	
<i>Committee on Ways and Means.</i>	To direct the State Treasurer to re- fund to Messrs Risley & Creigh- ton \$603.78 taxes overpaid	339	501	529		
<i>Mr. Frost.</i>	To provide for the payment of mile- age certificates of members of the State Board of Education o f South Carolina...	345	394	399	380	572
<i>Mr. Moore.</i>	To provide for the free transportation of State students in State Institu- tions over all railroads in t h e State, to and from their homes.....	349			371, 396, 403	
<i>Mr. Hurley</i>	Directing the payment of claims f o r school books sold in the State	364			370	

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Introduced by.	TITLE OF.	First Reading.	Second Reading.	Third Reading	Other Proceed- ings.	Approval.
Mr. Gardner.	To authorize the Quartermaster-General to purchase the necessary camp and garrison equipage to complete the organization of the State militia.....	373			400, 633	
Senate.	To provide for the publication of the decisions of the Supreme Court, delivered during the years 1868, 1869, 1870,	374	490	531	415	
Committee on Ways and Means	To authorize the State Treasurer to re-issue certificate of State stock to W. B. Pringle.....	390	428	453		629
Senate.	To allow J M Plowden, of Clarendon County, to redeem certain forfeited lands...	390	602	622	415	
"	To pay William B. Timmons, two hundred and thirty-three dollars and forty-four cents.....	391	603	622	470	

Resolutions (Joint) Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	First Reading.	Second Reading.	Third Reading	Other Proceed- ings.	Approval.
Mr. Ram- say.	To authorize the Pre- sident of the Sen- a t e and t h e Speaker of the House to call a special session of the Legislature...	393			415, 580	
Mr Shank- lin.	To authorize the State Treasurer to issue a renewal of six per cent. State bonds, issued in funding past due interest on s i x per cent. State stock.....	401				
Mr O'Con- nell.	To authorize the State Treasurer to pay J. W. Anderson and other persons therein mention- ed, the sum of \$189.46, for ser- vices rendered during the month of October, 1870,	408				
"	To authorize the State Treasurer to pay G. F. Frost the sum of \$190 for losses sustained in consequence of a riot in Laurens County	408				

Resolutions (Joint) Acted upon in the House of Representatives.

Introduced by	TITLE OF.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
Senate.	Directing part of a certain tax to be paid devoted to the erection of a Court House and Jail at Man- ning	410	577	592	470	
Mr. Farr.	To change the name of Samuel Dogan, Columbus Dogen, and Simon Dogan to Samuel Farr, Columbus Farr, and Simon Farr..	434			453, 633	
Mr. Warley	To authorize the State Treasurer to pay L. A. Bigger \$12,- 000.....	446			538, 568, 569	
Mr. Hen- derson.	To authorize the At- torney-General to appoint a Com- mittee to investi- gate the outrages perpetrated in the various Counties.....	446			453, 579	
Mr. Shank- lin.	To extend the time for taxpayers to pay taxes in the Counties of Oco- nee and Pickens.	456				

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Introduced by	TITLE OF.	First Reading.	Second Reading.	Third Reading	Other Pro- ceedings.	Approval.
Mr. Gardner.	To authorize the Governor to have the flooring of the State House repaired.....	462	586	599	557	
Senate.	To make an appropriation of \$47,000 for the completion of the State Lunatic Asylum &c..	473	547	569	531, 547	
Mr. Kuh.	To request the Governor to communicate with the proper authorities of Georgia, with a view to a re-adjustment of the boundary line between the States of Georgia and South Carolina, and authorizing the appointment of three Commissioners.....	527	573	599	550	
Special Committee.	To authorize the Secretary of State to contract with the Southern Domestic Gas Light Company, for the illumination of the State House and offices therein.....	531	581	590		

Resolutions (Joint) Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	First Reading.	Second Reading.	Third Reading.	Other Pro- ceedings.	Approval.
<i>Senate.</i>	To authorize the State Treasurer to re-issue a certificate of State stock to R. B. Mills	546				
"	To authorize the State Treasurer to re-issue certain certificates of State stock.....	547				
	To authorize the State Treasurer to re-issue a certificate of State stock to R. L. North, Executor of Elizabeth E. North, deceased.....	547				
Mr. Williams.	To declare the bonds of the Blue Ridge Railroad Company null and void	550				
<i>Committee on Ways & Means.</i>	To authorize the State Treasurer to re-issue to Rinah S. Cohen, Executrix of the estate of J. F. Cohen, certificate of State stock.....	553	575			
<i>Senate.</i>	To extend the time for the completion of the Port Royal Railroad..	576	602	624		

Resolutions (Joint) Acted upon in the House of Representatives.

Introduced by.	TITLE OF.	First Reading.	Second Reading	Third Reading.	Other Proceedings.	Approval.
<i>Senate.</i>	To provide for the republication of certain Statutes of this State, and Journals of the General Assembly thereof.....	576	600	624	588	
Mr. Whipper.	To authorize the State Auditor and County Commissioners to levy a special tax.....	581	590	599	590	629
"	To authorize State Treasurer to pay L. A. Bigger \$12,000	581			590, 598	
<i>Medical Committee</i>	To authorize Wm. B. Anderson to practice as a veterinary surgeon	372	585	599		

Resolutions Acted upon in the House of Representatives.

Introduced by.	CHARACTER OF.	Action on.
Mr. Bosemon.	To appoint Committee to prescribe and designate number of subordinate officers and attaches for the House.....	5
Mr. Lee.	Speaker to appoint officers (other than elective) for House.....	6
Mr. Thomas.	To adjourn over Thanksgiving Day	10
CONCURRENT.		
Mr. Whipper.	To appoint Committee of House and Senate to investigate affairs of Blue Ridge Railroad Company.....	11
Mr. Whipper.	To suspend Rule 9, which prohibits Speaker from debate...	11
Mr. Whipper.	To elect United States Senator for six years, commencing March 4, 1871.....	16
Mr. Hunter.	To rescind order of House.....	16
Mr. C. D. Hayne	To print 3,000 copies of the Annual Message of his Excellency the Governor.....	16 30
Mr. J. N. Hayne	To appoint Committee to investigate affairs of the Land Commission office.....	30
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Mr. Wilkes.	To appoint a Joint Special Committee to investigate entire transactions of Land Commission.....	30, 87

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Introduced by.	CHARACTER OF.	Action on.
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Mr. Mobley.	To appoint a Joint Committee to investigate the transactions of the Sinking Fund Commission	32
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Mr. Myers.	Instructing the Comptroller General to take out an insurance policy on property in Capitol building.....	32, 88
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Mr. Goodson	Instructing the Clerk of the House to furnish each member with a copy of the Rules of the House.....	36
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Senate.	Authorizing Attorney General to purchase a Fire Proof safe for his office.....	37
	CONCURRENT.	
Senate.	To meet in Joint Assembly December 3, 1870, to elect an Associate Justice of the Supreme Court, and a Judge of the First Circuit.....	37, 55

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Mr. A. L. Singleton.	To authorize the Chairmen of Engrossed Bills to employ nine Engrossing Clerks, &c.....	37, 42
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Mr. Byas.	To authorize the Clerks of the House and Senate to appoint Engrossing Clerks, &c....	37, 52
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Mr Hunter.	To appoint Joint Committee to confer with His Excellency the Governor on matters for consideration by the General Assembly	40, 47
Mr. A. Smith.	To appoint Standing Committee on Labor.....	41
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Mr. Lee.	To request His Excellency the Governor to engage professional services for certain parties.....	41
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Introduced by	CHARACTER OF.	Action on.
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Mr. Crews.	To appoint Committee to inquire into official conduct of Hon. T. O. P. Vernon, Circuit Judge, and B. S. Jones, Sheriff of Laurens County.....	42
Mr. Lee.	To appoint Committee on Removal of Political Disabilities..	45
Mr. Dusenberry.	Instructing Judiciary Committee to report a Bill fixing compensation of salaried officers of State.....	45
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Mr. Henderson.	To appoint Joint Committee to investigate claims of school teachers.....	46
Mr. Byas.	To turn over to Committee on Claims all papers on file with the Clerk of the House from Committee on Claims of Session of 1869-'70	46
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Introduced by.	CHARACTER OF.	Action on.
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Mr. Mobley.	To authorize all Standing Committees to employ one Clerk.	52
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Mr. Lee.	To restrict the privileges of persons allowed on the floor of the House.....	56
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Mr. Byas.	To order Committee appointed by the House to prepare Articles of Impeachment against Judge Vernon, and sustain the same before the bar of the Senate.....	105
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A. O. JONES, Clerk.

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**Henry H. Ellison,
Mitchell Goggins,
L. P. Guffin.**

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 B. G. Yocom.

CHESTERFIELD.

*William Littlefield,

*J. P. Singleton.

CLARENDON.

Jared Warley,

Syfax Milton.

COLLETON.

William M. Thomas,
 F. J. Maddocks,

S. Smalls,
 R. Tarlton,
 A. P. Holmes.

DARLINGTON.

Jordan Lang,
 Samuel J. Keith,

Richard H. Humbert,
 Alfred Hart.

EDGEFIELD.

Samuel J. Lee,
 William Kennedy,
 Lawrence Cain,

Prince R. Rivers,
 John A. Green,
 John A. Barker,
 David Harris.

* Vice M. J. Hough and B. C. Evans, unseated February 3, 1871.

FAIRFIELD.

Alfred Moore,

W. J. McDowell,

S. M. Smart.

GEORGETOWN.

William H. Jones, Jr.,

Thomas D. McDowell,

James A. Bowley.

GREENVILLE.

Stanley S. Crittenden,

Hewlett Sullivan,

George W. Taylor,

Leonard Williams.

HORRY.

George T. Litchfield,

James E. Dusenbury.

KERSHAW.

Frank Adamson,

Reuben Gaither,

Stephen Garey.

LANCASTER.

R. W. Cousart,

A. Hudson.

LAURENS.

Joseph Crews,

Harry McDaniels,

Griffin C. Johnson,

*Wade Perrin.

LEXINGTON.

F. W. Derrick,

†Daniel Kinsler.

MARION.

Joel Allen,

F. A. Miles,

J. C. Sellers,

T. R. Bass.

*Assassinated October 20, 1870.

†Deceased.

MARLBORO.**J. W. Thomas,****Samuel Jackson.****NEWBERRY.****Joseph D. Boston,****H. C. Corwin,****John T. Henderson.****OCONEE.****O. M. Doyle,****J. L. Shanklin.****ORANGEBURG.****James L. Jamison,
William H. Reedish,****Benjamin Byas,
William Dannerly,
J. H. Wallace.****PICKENS.****J. E. Hagood.****RICHLAND.****Samuel B. Thompson,
James Davis,****William Simons,
Æsop Goodson.****SPARTANBURG.****R. M. Smith,
J. B. Lyle,****J. L. Wofford,
D. R. Duncan.****SUMTER.****Franklin J. Moses, Jr.,
W. H. Gardner,****Asbury L. Singleton,
Warren W. Ramsay.****UNION.****Samuel Nuckles,****Junius S. Mobley,
Simeon Farr.**

WILLIAMSBURG.

Florian H. Frost,

**Jeffrey Pendergrass,
Fortune Giles.**

YORK.

**P J. O'Connell,
J. H. White,**

**John W. Mead,
B. F. Briggs.**

